

# Senate Study Bill 1132 - Introduced

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE  
ON JUDICIARY BILL BY  
CHAIRPERSON ZAUN)

## A BILL FOR

1 An Act relating to statutory corrections which may adjust  
2 language to reflect current practices, insert earlier  
3 omissions, delete redundancies and inaccuracies, delete  
4 temporary language, resolve inconsistencies and conflicts,  
5 update ongoing provisions, or remove ambiguities, and  
6 including effective date provisions.  
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

MISCELLANEOUS CHANGES

Section 1. Section 2.48, subsection 3, paragraph d, subparagraph (2), Code 2017, is amended to read as follows:

(2) Historic preservation ~~and cultural and entertainment district~~ tax credits under **chapter 404A**.

Sec. 2. Section 2.48, subsection 3, paragraph h, Code 2017, is amended by striking the paragraph.

Sec. 3. Section 7A.1, Code 2017, is amended to read as follows:

**7A.1 Official reports — preparation.**

1. State officials, boards, commissions, and heads of departments shall prepare and file written official reports, in simple language and in the most concise form consistent with clearness and comprehensiveness of matter, required by law or by the governor.

2. Before filing any report ~~its~~, the author shall carefully edit ~~the same and the report~~. The author shall strike therefrom from the report all minutes of proceedings, and all correspondence, petitions, orders, and other matter which can be briefly stated, or which is not important information concerning public affairs, and consolidate so far as practicable all statistical tables.

3. Any report failing to comply substantially with this section shall be returned to its author for correction, and until made so to comply shall not be printed.

4. **This section** shall not be construed as depriving the director of the department of administrative services of the right to edit and revise ~~said~~ the report.

Sec. 4. Section 7E.3, subsection 5, Code 2017, is amended to read as follows:

5. ~~Adults~~ Persons *not lawfully present*. Unless expressly authorized by federal or state law, ensure that the public benefits administered by the department or independent agency are not provided to persons who are not lawfully present in the

1 United States.

2 Sec. 5. Section 9C.1, Code 2017, is amended to read as  
3 follows:

4 **9C.1 Definitions — presumption — applicability.**

5 1. The As used in this chapter, the term "*transient*  
6 *merchant*" ~~as used herein~~ shall mean and include every merchant,  
7 whether an individual person, a firm, corporation, partnership  
8 or association, and whether owner, agent, bailee, consignee or  
9 employee, who shall bring or cause to be brought within the  
10 state of Iowa any goods, wares or merchandise of any kind,  
11 nature or description, with the intention of temporarily or  
12 intermittently selling or offering to sell at retail such  
13 goods, wares or merchandise within the state of Iowa. The term  
14 "*transient merchant*" shall also mean and include every merchant,  
15 whether an individual person, a firm, corporation, partnership  
16 or an association, who shall by itself, or by agent, consignee  
17 or employee temporarily or intermittently engage in or conduct  
18 at one or more locations a business within the state of Iowa  
19 for the sale at retail of any goods, wares or merchandise of  
20 any nature or description.

21 2. A merchant engaging in business shall be presumed to  
22 be temporarily or intermittently in business unless it is the  
23 intention of such merchant to remain continuously in business  
24 at each location where the merchant is engaged in business  
25 within the state of Iowa as a merchant for a period of more than  
26 sixty days.

27 3. The provisions of **this chapter** shall not be construed  
28 to apply to persons selling at wholesale to merchants, nor to  
29 transient vendors of drugs, nor to persons running a huckster  
30 wagon, or selling or distributing livestock feeds, fresh meats,  
31 fish, fruit, or vegetables, nor to persons selling their own  
32 work or production either by themselves or employees.

33 Sec. 6. Section 9C.2, Code 2017, is amended to read as  
34 follows:

35 **9C.2 License required.**

1 It shall be unlawful for any transient merchant ~~as herein~~  
2 ~~defined~~, to sell, dispose of, or offer for sale any goods,  
3 wares or merchandise of any kind, nature or description, at  
4 any time or place within the state of Iowa, outside the limits  
5 of any city in the state of Iowa, or within the limits of any  
6 city in the state of Iowa that has not by ordinance provided  
7 for the licensing of transient merchants, unless such transient  
8 merchant, ~~as herein defined, shall have~~ has a valid license as  
9 ~~herein provided in this chapter and shall have~~ has complied  
10 with the regulations ~~herein~~ set forth in this chapter.

11 Sec. 7. Section 9C.3, unnumbered paragraph 1, Code 2017, is  
12 amended to read as follows:

13 Any transient merchant ~~as defined herein~~, desiring a  
14 transient merchant's license shall at least ten days prior  
15 to the first day any sale is made, file with the secretary  
16 of state of the state of Iowa an application in writing duly  
17 verified by the person, firm, corporation, partnership or  
18 association proposing to sell or offer to sell at retail any  
19 goods, wares or merchandise, or to engage in or conduct a  
20 temporary or intermittent business for the sale at retail of  
21 any goods, wares or merchandise, ~~which~~. The application shall  
22 state the following facts:

23 Sec. 8. Section 9C.4, Code 2017, is amended to read as  
24 follows:

25 **9C.4 Bond required — applicability — forfeiture.**

26 1. At the time and as part of filing ~~said the~~ application  
27 ~~and as a part thereof~~, the applicant shall file with the  
28 secretary of state a bond, with sureties to be approved by the  
29 secretary of state, in a penal sum two times the value of the  
30 goods, wares or merchandise to be sold or offered for sale or  
31 the average inventory to be carried by such transient merchant  
32 engaged in or conducting an intermittent or temporary business  
33 as the case may be as shown by the application, running to the  
34 state of Iowa, for the use and benefit of any purchaser of  
35 any merchandise from such transient merchant who might have

1 a cause of action of any nature arising from or out of such  
2 sale against the applicant or the owner of such merchandise if  
3 other than the applicant;~~the~~. The bond to shall be further  
4 conditioned on the payment by the applicant of all taxes that  
5 may be payable by, or due from, the applicant to the state  
6 of Iowa or any subdivision thereof, ~~the bond to and shall be~~  
7 further conditioned for the payment of any fines that may be  
8 assessed by any court against the applicant for violation of  
9 the provision of this chapter, ~~and further conditioned as well~~  
10 as for the payment and satisfaction of any and all causes of  
11 action against the applicant commenced within one year from the  
12 date of sale thereof, and arising from such sale, ~~provided,~~  
13 ~~however, that~~. However, the aggregate liability of the surety  
14 for all such taxes, fines, and causes of action shall in no  
15 event exceed the principal sum of such bond.

16 2. In such bond the applicant and surety shall appoint the  
17 secretary of state, the agent of the applicant and surety for  
18 the service of process. In the event of such service, the  
19 agent upon whom such service is made shall within five days  
20 after the date of service, mail by ordinary mail a true copy of  
21 the process served upon the agent to each party for whom the  
22 agent is served, addressed to the last known address of such  
23 party. Failure to ~~so~~ mail ~~said~~ the copy shall not, however,  
24 affect the jurisdiction of the court.

25 3. Such bond shall contain the consent of the applicant  
26 and surety that the district court of the county in which  
27 the plaintiff may reside or Polk county, Iowa, shall have  
28 jurisdiction of all actions against the applicant or surety,  
29 or both, arising out of the sale. The state of Iowa, or any  
30 subdivision thereof, or any person having a cause of action  
31 against the applicant or surety arising out of said sale may  
32 join the applicant and surety on such bond in the same action,  
33 or may in such action sue either the applicant or the surety  
34 alone.

35 4. The requirements of this section also apply to transient

1 merchants who are licensed in accordance with an ordinance of a  
2 city in the state of Iowa.

3     5. Notwithstanding ~~the above provisions~~ subsections 1  
4 through 4, the bond provided for in this section shall be  
5 forfeited to the state of Iowa upon the applicant's failure to  
6 pay the total of all taxes payable by or due from the applicant  
7 to the state which taxes are administered by the department of  
8 revenue. The department shall adopt administrative rules for  
9 the collection of the forfeiture. Notice shall be provided  
10 to the surety and to the applicant. Notice to the applicant  
11 shall be mailed to the applicant's last known address. The  
12 applicant or the surety shall have the opportunity to apply  
13 to the director of revenue for a hearing within thirty days  
14 after the giving of such notice. Upon the failure to timely  
15 request a hearing, the bond shall be forfeited. If, after  
16 the hearing upon timely request, the director finds that the  
17 applicant has failed to pay the total of all taxes payable  
18 and the bond is forfeited, the director shall order the bond  
19 forfeited. The amount of the forfeiture shall be the amount  
20 of taxes payable or the amount of the bond. The surety  
21 shall not have standing to contest the amount of any taxes  
22 payable. For purposes of this section, "*taxes payable*" means  
23 all tax, penalties, interest, and fees that the department has  
24 previously determined to be due by assessment or in an appeal  
25 of an assessment.

26     Sec. 9. Section 9E.3, subsection 1, paragraph b, unnumbered  
27 paragraph 1, Code 2017, is amended to read as follows:

28     A statement by the applicant that the applicant has good  
29 reason to believe ~~any of~~ the following:

30     Sec. 10. Section 9E.3, subsection 3, Code 2017, is amended  
31 to read as follows:

32     3. *Certification.* Upon the filing of a complete  
33 application, the secretary shall certify the eligible person  
34 as a program participant. A program participant shall be  
35 certified for four years following the date the application

1 is certified by the secretary unless the certification is  
2 canceled, withdrawn, or invalidated. The secretary shall  
3 establish by rule a renewal procedure for recertification.

4 Sec. 11. Section 12.8, subsection 1, Code 2017, is amended  
5 to read as follows:

6 1. The treasurer of state shall invest or deposit, subject  
7 to chapters 12F, and 12H, and 12J and as provided by law,  
8 any of the public funds not currently needed for operating  
9 expenses and shall do so upon receipt of monthly notice from  
10 the director of the department of administrative services of  
11 the amount not so needed. In the event of loss on redemption  
12 or sale of securities invested as prescribed by law, and if  
13 the transaction is reported to the executive council, neither  
14 the treasurer nor director of the department of administrative  
15 services is personally liable but the loss shall be charged  
16 against the funds which would have received the profits or  
17 interest of the investment and there is appropriated from the  
18 funds the amount so required.

19 Sec. 12. Section 12.71, subsection 1, Code 2017, is amended  
20 to read as follows:

21 1. The treasurer of state may issue bonds upon the request  
22 of the vision Iowa board created in section 15F.102, Code 2016,  
23 and do all things necessary with respect to the purposes of the  
24 vision Iowa fund. The treasurer of state shall have all of  
25 the powers which are necessary to issue and secure bonds and  
26 carry out the purposes of the fund. The treasurer of state may  
27 issue bonds in principal amounts which, in the opinion of the  
28 board, are necessary to provide sufficient funds for the vision  
29 Iowa fund created in section 12.72, the payment of interest  
30 on the bonds, the establishment of reserves to secure the  
31 bonds, the costs of issuance of the bonds, other expenditures  
32 of the treasurer of state incident to and necessary or  
33 convenient to carry out the bond issue for the fund, and all  
34 other expenditures of the board necessary or convenient to  
35 administer the fund; provided, however, excluding the issuance

1 of refunding bonds, bonds issued pursuant to [this section](#) shall  
2 not be issued in an aggregate principal amount which exceeds  
3 three hundred million dollars. The bonds are investment  
4 securities and negotiable instruments within the meaning of and  
5 for purposes of the uniform commercial code, [chapter 554](#).

6 Sec. 13. Section 12B.10, subsection 5, paragraph a,  
7 subparagraph (7), subparagraph division (a), unnumbered  
8 paragraph 1, Code 2017, is amended to read as follows:

9 A joint investment trust organized pursuant to [chapter 28E](#)  
10 ~~prior to and existing in good standing on the effective date~~  
11 ~~of this Act or a joint investment trust organized pursuant~~  
12 ~~to [chapter 28E](#) after April 28, 1992~~, provided that the joint  
13 investment trust shall be one of the following:

14 Sec. 14. Section 12B.12, Code 2017, is amended to read as  
15 follows:

16 **12B.12 Duty of examining officer.**

17 It shall be the duty of the officer or officers making ~~such~~  
18 a settlement described under section 12B.11 to see that the  
19 amount of securities and money produced and counted, together  
20 with the amounts so certified by the legally designated  
21 depositories, agrees with the balance with which such treasurer  
22 should be charged, and the officer shall make a report in  
23 writing of any such settlement or examination, and attach  
24 thereto the certified statement of all such depositories.

25 Sec. 15. Section 12B.13, Code 2017, is amended to read as  
26 follows:

27 **12B.13 Report of settlement filed.**

28 The report of any ~~such~~ settlement under section 12B.11 with  
29 the treasurer of state shall be filed in the office of the  
30 director of the department of management, ~~and the~~. The report  
31 of a settlement under section 12B.11 with a county treasurer  
32 shall be filed with the auditor of the county.

33 Sec. 16. Section 15F.103, subsection 6, Code 2017, is  
34 amended by striking the subsection.

35 Sec. 17. Section 16.28, subsection 2, paragraph b, Code



1 2017, is amended to read as follows:

2     **b.** The bondholders or noteholders, to the extent provided  
3 in the resolution by which the bonds or notes were issued or  
4 in their agreement with the authority, may enforce any of the  
5 remedies in paragraph *"a"*, subparagraphs (1) ~~to~~ through (5) or  
6 the remedies provided in those agreements for and on their own  
7 behalf.

8     Sec. 18. Section 16.50, subsection 3, paragraph b,  
9 subparagraph (1), Code 2017, is amended to read as follows:

10     (1) Projects that are eligible for historic preservation  
11 ~~and cultural and entertainment district~~ tax credits under  
12 chapter 404A.

13     Sec. 19. Section 17A.6A, subsection 2, paragraph c, Code  
14 2017, is amended to read as follows:

15     **c.** Process forms and instructions for filing a petition  
16 for rulemaking pursuant to section 17A.7, a petition for a  
17 declaratory order pursuant to section 17A.9, or a ~~request~~  
18 petition for a waiver or variance of an administrative rule  
19 pursuant to section 17A.9A.

20     Sec. 20. Section 22.1, Code 2017, is amended to read as  
21 follows:

22     **22.1 Definitions.**

23     As used in this chapter:

24     1. ~~The term "government body"~~ "Government body" means this  
25 state, or any county, city, township, school corporation,  
26 political subdivision, tax-supported district, nonprofit  
27 corporation other than a fair conducting a fair event as  
28 provided in [chapter 174](#), whose facilities or indebtedness are  
29 supported in whole or in part with property tax revenue and  
30 which is licensed to conduct pari-mutuel wagering pursuant to  
31 chapter 99D; the governing body of a drainage or levee district  
32 as provided in [chapter 468](#), including a board as defined in  
33 section 468.3, regardless of how the district is organized;  
34 or other entity of this state, or any branch, department,  
35 board, bureau, commission, council, committee, official, or

1 officer of any of the foregoing or any employee delegated  
2 the responsibility for implementing the requirements of this  
3 chapter.

4     2. ~~The term "lawful custodian"~~ "Lawful custodian" means  
5 the government body currently in physical possession of  
6 the public record. The custodian of a public record in the  
7 physical possession of persons outside a government body is  
8 the government body owning that record. The records relating  
9 to the investment of public funds are the property of the  
10 public body responsible for the public funds. Each government  
11 body shall delegate to particular officials or employees of  
12 that government body the responsibility for implementing the  
13 requirements of [this chapter](#) and shall publicly announce the  
14 particular officials or employees to whom responsibility  
15 for implementing the requirements of [this chapter](#) has been  
16 delegated. "Lawful custodian" does not mean an automated data  
17 processing unit of a public body if the data processing unit  
18 holds the records solely as the agent of another public body,  
19 nor does it mean a unit which holds the records of other public  
20 bodies solely for storage.

21     3. *a.* ~~As used in [this chapter](#), "public records"~~ "Public  
22 records" includes all records, documents, tape, or other  
23 information, stored or preserved in any medium, of or  
24 belonging to this state or any county, city, township, school  
25 corporation, political subdivision, nonprofit corporation other  
26 than a fair conducting a fair event as provided in [chapter 174](#),  
27 whose facilities or indebtedness are supported in whole or in  
28 part with property tax revenue and which is licensed to conduct  
29 pari-mutuel wagering pursuant to [chapter 99D](#), or tax-supported  
30 district in this state, or any branch, department, board,  
31 bureau, commission, council, or committee of any of the  
32 foregoing.

33     *b.* "Public records" also includes all records relating  
34 to the investment of public funds including but not limited  
35 to investment policies, instructions, trading orders,

1 or contracts, whether in the custody of the public body  
2 responsible for the public funds or a fiduciary or other third  
3 party.

4 Sec. 21. Section 28F.5, Code 2017, is amended to read as  
5 follows:

6 **28F.5 Source of payment — rates and charges, pledge of**  
7 **revenues.**

8 1. ~~Such an~~ An entity shall have the power to pledge all  
9 or part of the net revenues of a project or projects to the  
10 payment of the principal of and interest on the bonds issued  
11 pursuant to this chapter and shall provide by resolution  
12 authorizing the issuance of said bonds that such net revenues  
13 of the project or projects shall be set apart in a sinking  
14 fund for that purpose and kept separate and distinct from all  
15 other revenues of the entity. The principal of and interest  
16 on the bonds so issued shall be secured by a pledge of such net  
17 revenues of the project or projects in the manner and to the  
18 extent provided in the resolution authorizing the issuance of  
19 said bonds.

20 2. ~~Such an~~ An entity shall have the power to fix, establish  
21 and maintain such rates, tolls, fees, rentals or other charges  
22 and collect the same from the public agencies participating  
23 in the agreement or from private agencies or persons for  
24 the payment of the services and facilities provided by said  
25 project or projects. Such rates, tolls, fees, rentals or other  
26 charges shall be so fixed, established and maintained and  
27 revised from time to time whenever necessary as will always  
28 provide revenues sufficient to pay the cost of maintaining,  
29 repairing and operating the project or projects, to pay the  
30 principal of and interest on the bonds then outstanding which  
31 are payable therefrom as the same become due and payable, to  
32 provide adequate and sufficient reserves therefor, to provide  
33 for replacements, depreciations and necessary extensions and  
34 enlargements and to provide a margin of safety for the making  
35 of such payments and providing such reserves. Notwithstanding

1 the foregoing such an entity shall have the further right to  
2 pledge to the payment of the bonds issued pursuant to this  
3 chapter, in addition to the net revenues of the project or  
4 projects pledged therefor, such other moneys that it may have  
5 and which are lawfully available therefor.

6     3. In order to pay the rates, tolls, fees, rentals or  
7 other charges levied against a public agency by an entity  
8 for the payment of the services and facilities provided by  
9 a project or projects authorized by **this chapter**, public  
10 agencies participating in such an agreement shall have the  
11 power by ordinance to fix, establish and maintain, rates or  
12 other charges for the use of and the services and facilities  
13 rendered by said project or projects. Such rates or charges  
14 may be so fixed, established and maintained and revised from  
15 time to time whenever necessary as will always provide such  
16 public agencies with sufficient revenue to pay the rates,  
17 tolls, fees, rentals or other charges levied against it by the  
18 entity for the payments of the services and facilities provided  
19 by said project or projects. All such rates or charges to be  
20 paid by the owners of real property, if not paid as by the  
21 ordinance provided, when due, shall constitute a lien upon such  
22 real property served by such project or projects, and shall be  
23 collected in the same manner as general taxes.

24     Sec. 22. Section 28F.10, Code 2017, is amended to read as  
25 follows:

26     **28F.10 Refunding bonds.**

27     Refunding bonds may be issued by an entity in a principal  
28 amount sufficient to provide funds for the payment, including  
29 premium, if any, of bonds issued by ~~said~~ the entity pursuant  
30 to the provisions of **this chapter** to be refunded thereby  
31 and the interest thereon and in addition for the payment of  
32 all expenses incident to the calling, retiring, or paying  
33 of such outstanding bonds to be refunded, ~~such refunding.~~  
34 Refunding bonds may also finance the construction of a project  
35 or projects authorized by **this chapter** or the improvement,

1 addition, betterment or extension of an existing project or  
2 projects so authorized. ~~Said refunding~~ Refunding bonds shall  
3 not be issued to refund the principal of and interest on any  
4 bonds to be refunded unless such bonds mature or are redeemable  
5 under their terms within ten years from the date of delivery  
6 of the refunding bonds. The proceeds of ~~said~~ the refunding  
7 bonds to be used for the payment of the principal of, interest  
8 on and redemption premiums, if any, on ~~said~~ the bonds to be  
9 refunded which will not be due and payable immediately shall be  
10 deposited in trust for the sole purpose of making such payments  
11 in a bank or trust company within the state. Any moneys in such  
12 trust fund, prior to the date such funds will be needed for  
13 the payment of such principal of, interest on and redemption  
14 premiums, if any, of such outstanding bonds to be refunded,  
15 may be invested or reinvested as provided in the resolution  
16 authorizing ~~said~~ the refunding bonds. Refunding bonds shall be  
17 issued in the same manner and detail as revenue bonds herein  
18 authorized.

19 Sec. 23. Section 29C.24, subsection 2, paragraph e,  
20 subparagraph (1), subparagraph divisions (b) and (c), Code  
21 2017, are amended to read as follows:

22 (b) Except for disaster ~~and~~ or emergency-related work, the  
23 business entity has no presence in the state and conducts no  
24 business in the state.

25 (c) Except for disaster ~~and~~ or emergency-related work, the  
26 business entity had no registrations, tax filings, or nexus in  
27 the state for the tax year immediately preceding the year in  
28 which the relevant declared state disaster or emergency occurs.

29 Sec. 24. Section 29C.24, subsection 5, paragraph a,  
30 unnumbered paragraph 1, Code 2017, is amended to read as  
31 follows:

32 An out-of-state business that enters the state to perform  
33 disaster ~~and~~ or emergency-related work during a disaster  
34 response period shall provide notification to the secretary  
35 of state, which notification shall contain all the following

1 information related to the out-of-state business:

2 Sec. 25. Section 29C.24, subsection 5, paragraphs b and c,  
3 Code 2017, are amended to read as follows:

4 b. For an out-of-state business that enters this state  
5 to perform disaster ~~and~~ or emergency-related work during a  
6 disaster response period as an affiliate of a registered  
7 business, the registered business shall provide, on behalf of  
8 the affiliate out-of-state business, the notification required  
9 in paragraph "a", which notification shall also include contact  
10 information for the registered business.

11 c. Upon request of the secretary of state, an out-of-state  
12 business that enters the state to perform disaster ~~and~~ or  
13 emergency-related work during a disaster response period shall  
14 provide proof of workers' compensation insurance coverage and  
15 liability insurance coverage, if any. Such proof shall be  
16 provided within ten days of the request.

17 Sec. 26. Section 35C.2, Code 2017, is amended to read as  
18 follows:

19 **35C.2 Physical disability.**

20 The persons thus preferred shall not be disqualified from  
21 holding any position ~~hereinbefore~~ mentioned in section 35C.1  
22 on account of age or by reason of any physical disability,  
23 provided such age or disability does not render such person  
24 incompetent to perform properly the duties of the position  
25 applied for.

26 Sec. 27. Section 35C.6, Code 2017, is amended to read as  
27 follows:

28 **35C.6 Removal — certiorari — judicial review.**

29 No person holding a public position by appointment or  
30 employment, and belonging to any of the classes of persons  
31 to whom a preference is ~~herein~~ granted under this chapter,  
32 shall be removed from such position or employment except  
33 for incompetency or misconduct shown after a hearing, upon  
34 due notice, upon stated charges, and with the right of such  
35 employee or appointee to a review by a writ of certiorari or at

1 such person's election, to judicial review in accordance with  
2 the terms of the Iowa administrative procedure Act, chapter  
3 17A, if that is otherwise applicable to their case.

4 Sec. 28. Section 43.2, Code 2017, is amended to read as  
5 follows:

6 **43.2 Definitions.**

7 As used in this chapter, unless the context otherwise  
8 requires:

9 1. "Book", "list", "record", or "schedule" kept by a county  
10 auditor, assessor, treasurer, recorder, sheriff, or other  
11 county officer means the county system as defined in section  
12 445.1.

13 2. a. ~~The term "political party"~~ "Political party" shall  
14 mean a party which, at the last preceding general election,  
15 cast for its candidate for president of the United States or  
16 for governor, as the case may be, at least two percent of  
17 the total vote cast for all candidates for that office at  
18 that election. It shall be the responsibility of the state  
19 commissioner to determine whether any organization claiming  
20 to be a political party qualifies as such under the foregoing  
21 definition.

22 b. A political organization which is not a "political party"  
23 within the meaning of this section subsection may nominate  
24 candidates and have the names of such candidates placed upon  
25 the official ballot by proceeding under chapters 44 and 45.

26 ~~As used in this chapter, unless the context otherwise~~  
27 ~~requires, "book", "list", "record", or "schedule" kept by a~~  
28 ~~county auditor, assessor, treasurer, recorder, sheriff, or~~  
29 ~~other county officer means the county system as defined in~~  
30 section 445.1.

31 Sec. 29. Section 48A.7A, subsection 1, paragraph b,  
32 subparagraph (1), unnumbered paragraph 1, Code 2017, is amended  
33 to read as follows:

34 For purposes of this section, a person may establish  
35 identity and residence by presenting to the appropriate

1 precinct election official a current and valid Iowa driver's  
2 license or Iowa nonoperator's identification card or by  
3 presenting any of the following current and valid forms of  
4 identification if such identification contains the person's  
5 photograph and a ~~validity~~ valid expiration date:

6 Sec. 30. Section 80.45, subsection 3, paragraph a, Code  
7 2017, is amended to read as follows:

8 a. Serve as a point of contact for ~~anti-human~~ activities to  
9 combat human trafficking ~~activity~~ in this state.

10 Sec. 31. Section 92.3, Code 2017, is amended to read as  
11 follows:

12 **92.3 Under fourteen — permitted occupations.**

13 No person under fourteen years of age shall be employed  
14 or permitted to work with or without compensation in any  
15 occupation, except in the street ~~trade~~ occupations or migratory  
16 labor occupations specified in [section 92.1](#). Any migratory  
17 laborer twelve to fourteen years of age may not work prior to  
18 or during the regular school hours of any day of any private  
19 or public school which teaches general education subjects and  
20 which is available to such child.

21 Sec. 32. Section 92.9, unnumbered paragraph 1, Code 2017,  
22 is amended to read as follows:

23 The provisions of [sections 92.8](#) and [92.10](#) shall not  
24 apply to pupils working under an instructor in a career and  
25 technical education department in a school district or under  
26 an instructor in a career and technical education classroom  
27 or laboratory, or industrial plant, or in a course of career  
28 and technical education approved by the state board for career  
29 and technical education, or to apprentices provided they are  
30 employed under all of the following conditions:

31 Sec. 33. Section 92.23, Code 2017, is amended to read as  
32 follows:

33 **92.23 Group insurance.**

34 Anyone under the age of eighteen and subject to [this chapter](#)  
35 employed in the street ~~trades~~ occupations who sells or delivers



1 the product or service of another and who is designated in  
2 such capacity as an independent contractor shall be provided  
3 participation, if the person under the age of eighteen  
4 desires it at group rate cost, in group insurance for medical,  
5 hospital, nursing, and doctor expenses incurred as a result of  
6 injuries sustained arising out of and in the course of selling  
7 or delivering such product or service by the person, firm, or  
8 corporation whose product or service is so delivered.

9 Sec. 34. Section 96.29, subsection 2, paragraph c, Code  
10 2017, is amended to read as follows:

11 c. ~~This subsection shall not apply to claims for extended~~  
12 ~~benefits for weeks of unemployment beginning March 6, 1993, and~~  
13 ~~ending before January 1, 1995, or if otherwise prohibited by~~  
14 federal law.

15 Sec. 35. Section 97A.7, subsection 1, Code 2017, is amended  
16 to read as follows:

17 1. The board of trustees shall be the trustees of the  
18 retirement fund created by this chapter as provided in section  
19 97A.8 and shall have full power to invest and reinvest funds  
20 subject to the terms, conditions, limitations, and restrictions  
21 imposed by subsection 2 of this section and chapters 12F,  
22 and 12H, and 12J and subject to like terms, conditions,  
23 limitations, and restrictions said trustees shall have full  
24 power to hold, purchase, sell, assign, transfer, or dispose of  
25 any of the securities and investments of the retirement fund  
26 which have been invested, as well as of the proceeds of said  
27 investments and any moneys belonging to the retirement fund.  
28 The board of trustees may authorize the treasurer of state to  
29 exercise any of the duties of this section. When so authorized  
30 the treasurer of state shall report any transactions to the  
31 board of trustees at its next monthly meeting.

32 Sec. 36. Section 97B.4, subsection 5, Code 2017, is amended  
33 to read as follows:

34 5. *Investments.* The system, through the chief investment  
35 officer, shall invest, subject to chapters 12F, and 12H,

1 and 12J and in accordance with the investment policy and  
2 goal statement established by the board, the portion of the  
3 retirement fund which, in the judgment of the system, is not  
4 needed for current payment of benefits under this chapter  
5 subject to the requirements of section 97B.7A.

6 Sec. 37. Section 101.26, subsection 1, Code 2017, is amended  
7 to read as follows:

8 1. A person who violates this subchapter or a rule adopted  
9 or order ~~adoption~~ issued pursuant to this subchapter is subject  
10 to a civil penalty not to exceed one hundred dollars for each  
11 day during which the violation continues, up to a maximum of  
12 one thousand dollars; however, if the tank is registered within  
13 thirty days after the state fire marshal issues a cease and  
14 desist order pursuant to section 101.25, subsection 1, the  
15 civil penalty under this section shall not accrue. The civil  
16 penalty is an alternative to a criminal penalty provided under  
17 this subchapter.

18 Sec. 38. Section 123.30, subsection 3, paragraph c,  
19 subparagraph (2), Code 2017, is amended to read as follows:

20 (2) A special class "C" liquor control license may be issued  
21 and shall authorize the holder to purchase wine from class "A"  
22 wine permittees or class "B" wine permittees who also hold  
23 class "E" liquor control licenses only, and to sell wine and  
24 beer to patrons by the individual drink for consumption on the  
25 premises only. However, beer may also be sold for consumption  
26 off the premises. The license issued to holders of a special  
27 class "C" liquor control license shall clearly state on its  
28 face that the license is limited.

29 Sec. 39. Section 123.30, subsection 3, paragraph e,  
30 subparagraph (2), Code 2017, is amended to read as follows:

31 (2) The division may issue a class "E" liquor control  
32 license for premises covered by a liquor control license  
33 or wine or beer permit for on-premises consumption, if the  
34 premises are in a county having a population under nine  
35 thousand five hundred in which no other class "E" liquor

1 control license has been issued by the division, and no other  
2 application for a class "E" liquor control license has been  
3 made within the previous twelve consecutive months.

4 Sec. 40. Section 123.141, Code 2017, is amended to read as  
5 follows:

6 **123.141 Keeping liquor where beer is sold.**

7 No alcoholic liquor for beverage purposes shall be used,  
8 or kept for any purpose in the place of business of class "B"  
9 beer permittees, or on the premises of such class "B" beer  
10 permittees, at any time. A violation of any provision of this  
11 section shall be grounds for suspension or revocation of the  
12 beer permit pursuant to [section 123.50, subsection 3](#). This  
13 section shall not apply in any manner or in any way to the  
14 premises of any hotel or motel for which a class "B" beer  
15 permit has been issued, other than that part of such premises  
16 regularly used by the hotel or motel for the principal purpose  
17 of selling beer or food to the general public~~7~~, or to ~~drug~~  
18 ~~stores regularly and continuously employing a registered~~  
19 ~~pharmacist~~, keep a pharmacy from having alcohol in stock for  
20 medicinal and compounding purposes.

21 Sec. 41. Section 139A.8, subsection 2, paragraph e, Code  
22 2017, is amended to read as follows:

23 e. A person shall not be enrolled in school in the seventh  
24 grade or twelfth grade in Iowa without evidence of adequate  
25 immunization against meningococcal disease in accordance  
26 with standards approved by the United States public health  
27 service of the United States department of health and human  
28 services for such biological products and ~~is~~ in accordance with  
29 immunization practices recommended by the advisory committee  
30 on immunization practices of the centers for disease control  
31 and prevention.

32 Sec. 42. Section 144.18, Code 2017, is amended to read as  
33 follows:

34 **144.18 Court hearing.**

35 1. The court shall fix a time and place for hearing the

1 petition and shall give the registration official who refused  
2 to register the petitioner's delayed certificate of birth at  
3 least ten days' notice of such hearing. If both persons to be  
4 named as parents are not a party to the petition, such person  
5 or persons, if living, shall also be given at least ten days'  
6 notice of the hearing. The court shall prescribe the manner  
7 of such notice. Such official, or the official's authorized  
8 representative, may appear and testify in the proceeding.

9     2. If the court from the evidence presented finds that  
10 the person for whom a delayed certificate of birth is sought  
11 was born in this state, it shall make findings as the case  
12 may require and shall issue an order on a form prescribed  
13 and furnished by the state registrar to establish a record  
14 of birth. The order shall include the birth data to be  
15 registered, a description of the evidence presented, and the  
16 date of the court's action.

17     3. The clerks of the district court shall forward each  
18 order to the state registrar not later than the tenth day of  
19 the calendar month following the month in which it was entered.  
20 The order shall be registered by the state registrar and shall  
21 constitute the record of birth, from which copies may be  
22 issued in accordance with [sections 144.42 to through 144.46](#),  
23 inclusive.

24     Sec. 43. Section 153.33, subsection 3, paragraph g, Code  
25 2017, is amended to read as follows:

26     g. The findings of fact made by the board acting within  
27 its power shall, in the absence of fraud, be conclusive, but  
28 the district court shall have power to review questions of law  
29 involved in any final decision or determination of the board,  
30 ~~provided, that~~ if application is made by the aggrieved party  
31 within thirty days after such determination by certiorari,  
32 mandamus, or such other method of review or appeal permitted  
33 under the laws of this state, and to make such further orders  
34 in respect thereto as justice may require.

35     Sec. 44. Section 154B.1, subsections 2 and 6, Code 2017, are

1 amended to read as follows:

2     2. "*Collaborative practice agreement*" means a written  
3 agreement between a prescribing psychologist and a licensed  
4 physician that establishes clinical protocols, practice  
5 guidelines, and care plans relevant to the scope of the  
6 collaborative practice. The practice guidelines may include  
7 limitations on the prescribing of psychotropic medications  
8 by psychologists and protocols for prescribing to special  
9 populations, including patients who are less than seventeen  
10 years of age or over sixty-five years of age, patients who  
11 are pregnant, and patients with serious medical conditions  
12 including but not limited to heart disease, cancer, stroke,  
13 seizures, and patients with developmental disabilities and  
14 intellectual disabilities.

15     6. "*Practice of psychology*" means the application of  
16 established principles of learning, motivation, perception,  
17 thinking, and emotional relations to problems of behavior  
18 adjustment, group relations, and behavior modification,  
19 by persons trained in psychology for compensation or other  
20 personal gain. The application of principles includes but  
21 is not limited to: ~~Counseling~~ counseling and the use of  
22 psychological remedial measures with persons, in groups or  
23 individually, with adjustment or emotional problems in the  
24 areas of work, family, school, and personal relationships;  
25 measuring and testing personality, intelligence, aptitudes,  
26 public opinion, attitudes, and skills; and the teaching of such  
27 subject matter, and the conducting of research on the problems  
28 relating to human behavior.

29     Sec. 45. Section 155A.6A, subsection 3, Code 2017, is  
30 amended by striking the subsection.

31     Sec. 46. Section 161A.20, subsections 1, 3, and 4, Code  
32 2017, are amended to read as follows:

33     1. After obtaining agreements to carry out recommended  
34 soil conservation measures and proper farm plans from owners  
35 of not less than fifty percent of the lands situated in the

1 subdistrict, a subdistrict shall have the authority to impose a  
2 special annual tax, the proceeds of which shall be used for the  
3 repayment of actual and necessary expenses incurred to organize  
4 the subdistrict; to acquire land or rights or interests  
5 therein by purchase or condemnation; and to repair, alteration  
6 alter, maintenance maintain, and operation of operate the  
7 present and future works of improvement within its boundaries.

8 3. If portions of the subdistrict are in more than one  
9 county, then the governing body, as ~~hereinbefore~~ designated in  
10 section 161A.19 in such event, after arriving at the estimate  
11 in dollars deemed necessary for the entire subdistrict shall  
12 ratably apportion such amount between the counties and transmit  
13 and certify the prorated portion to the respective boards of  
14 supervisors of each of the counties.

15 4. The board or boards of supervisors shall upon receipt  
16 of certification from the governing body of the ~~district~~  
17 subdistrict make the necessary levy on the assessed valuation  
18 of all real estate within the boundaries of the subdistrict  
19 lying within their respective county to raise said amounts, but  
20 in no event to exceed one dollar and eight cents per thousand  
21 dollars of assessed value.

22 Sec. 47. Section 168.8, Code 2017, is amended to read as  
23 follows:

24 **168.8 Penalty.**

25 Any person, ~~partnership, corporation, company, firm,~~  
26 ~~society, or association~~ who violates any provision of this  
27 chapter shall be guilty of a simple misdemeanor.

28 Sec. 48. Section 177A.12, subsection 2, Code 2017, is  
29 amended to read as follows:

30 2. The state entomologist, the entomologist's inspectors  
31 or duly authorized agents are authorized to seize, destroy, or  
32 return to the point of origin any material received in this  
33 state in violation of any state quarantine established under  
34 the authority of subsection 1, or in violation of any federal  
35 quarantine established under the authority of the ~~Act of August~~

1 ~~20, 1912, 37 Stat. ch 308~~ federal Plant Protection Act, 7  
2 U.S.C. §7701 et seq., or any amendment to that Act.

3 Sec. 49. Section 179.13, Code 2017, is amended to read as  
4 follows:

5 **179.13 Referendum.**

6 1. At a time designated by the commission within eighteen  
7 months after termination of the national promotional order made  
8 pursuant to the Dairy ~~Product~~ Production Stabilization Act of  
9 1983, 7 U.S.C. §4501 et seq., the commission shall conduct a  
10 referendum under administrative procedures prescribed by the  
11 department.

12 2. Upon signing a statement certifying to the department  
13 that the person is a bona fide producer as defined in this  
14 chapter, each producer is entitled to one vote in each  
15 referendum. When the secretary is required to determine the  
16 approval or disapproval of producers under [this section](#), the  
17 secretary shall consider the approval or disapproval of a  
18 cooperative association of producers, engaged in a bona fide  
19 manner in marketing milk, as the approval or disapproval  
20 of the producers who are members of or contract with the  
21 cooperative association of producers. If a cooperative  
22 association elects to vote on behalf of its members, the  
23 cooperative association shall provide each producer on whose  
24 behalf the cooperative association is expressing approval or  
25 disapproval with a description of the question presented in the  
26 referendum together with a statement of the manner in which  
27 the cooperative association intends to cast its vote on behalf  
28 of the membership. The information shall inform the producer  
29 of procedures to follow to cast an individual ballot if the  
30 producer chooses to do so within the period of time established  
31 by the secretary for casting ballots. The notification shall  
32 be made at least thirty days prior to the referendum and shall  
33 include an official ballot. The ballots shall be tabulated by  
34 the secretary and the vote of the cooperative association shall  
35 be adjusted to reflect the individual votes.

1     3. The department shall count and tabulate the ballots filed  
2 during the referendum within thirty days of the close of the  
3 referendum. If from the tabulation the department determines  
4 that a majority of the total number of producers voting in the  
5 referendum favors the proposal, the excise tax provided for in  
6 this chapter shall be continued. The ballots cast pursuant  
7 to this section constitute complete and conclusive evidence  
8 for use in determinations made by the department under this  
9 chapter.

10    4. The secretary may conduct a referendum at any time  
11 after the Iowa dairy industry commission is reactivated, and  
12 shall hold a referendum on request of a representative group  
13 comprising ten percent or more of the number of producers  
14 eligible to vote, to determine whether the producers favor the  
15 termination or suspension of the excise tax. The secretary  
16 shall suspend or terminate collection of the excise tax within  
17 six months after the secretary determines that suspension or  
18 termination of the excise tax is favored by a majority of the  
19 producers voting in the referendum, and shall terminate the  
20 excise tax in an orderly manner as soon as practicable after  
21 the determination.

22    Sec. 50. Section 181.3, subsection 4, paragraph b, Code  
23 2017, is amended to read as follows:

24    b. Except for an ex officio member, a vacancy in the  
25 executive committee resulting from death, inability or refusal  
26 to serve, or failure to meet the qualifications of this chapter  
27 shall be filled by the executive committee. If the executive  
28 committee fails to fill a vacancy, the secretary shall appoint  
29 a person to fill it the vacancy. A vacancy appointment shall  
30 be filled only for the remainder of the unexpired term.

31    Sec. 51. Section 198.7, subsection 1, paragraphs b, c, d, e,  
32 and f, Code 2017, are amended to read as follows:

33    b. If it bears or contains any added poisonous, added  
34 deleterious, or added nonnutritive substance which is unsafe  
35 within the meaning of section 406 of the ~~federal~~ Federal Food,



1 Drug, and Cosmetic Act, codified at 21 U.S.C. §346, other than  
2 one which is a pesticide chemical in or on a raw agricultural  
3 commodity or a food additive.

4 *c.* If it is, or it bears or contains any food additive which  
5 is unsafe within the meaning of section 409 of the ~~federal~~  
6 Federal Food, Drug, and Cosmetic Act, codified at 21 U.S.C.  
7 §348.

8 *d.* If it is a raw agricultural commodity and it bears  
9 or contains a pesticide chemical which is unsafe within the  
10 meaning of section 408, subparagraph "a" of the ~~federal~~ Federal  
11 Food, Drug, and Cosmetic Act, codified at 21 U.S.C. §346a,  
12 provided, that where a pesticide chemical has been used in or  
13 on a raw agricultural commodity in conformity with an exemption  
14 granted or a tolerance prescribed under section 408 of the  
15 ~~federal~~ Federal Food, Drug, and Cosmetic Act, codified at 21  
16 U.S.C. §346a, and such raw agricultural commodity has been  
17 subjected to processing such as canning, cooking, freezing,  
18 dehydrating or milling, the residue of such pesticide chemical  
19 remaining in or on such processed feed shall not be deemed  
20 unsafe if such residue in or on the raw agricultural commodity  
21 has been removed to the extent possible in good manufacturing  
22 practice and the concentration of such residue in the processed  
23 feed is not greater than the tolerance prescribed for the raw  
24 agriculture commodity unless the feeding of such processed feed  
25 will result or is likely to result in a pesticide residue in  
26 the edible product of the animal, which is unsafe within the  
27 meaning of section 408, subparagraph "a" of the ~~federal~~ Federal  
28 Food, Drug, and Cosmetic Act, codified at 21 U.S.C. §346a.

29 *e.* If it is, or it bears or contains any color additive  
30 which is unsafe within the meaning of section 706 of the  
31 ~~federal~~ Federal Food, Drug, and Cosmetic Act, codified at 21  
32 U.S.C. §379e.

33 *f.* If it is, or it bears or contains a new animal drug which  
34 is unsafe within the meaning of the ~~federal~~ Federal Food, Drug,  
35 and Cosmetic Act, 21 U.S.C. §360b et seq.

1     Sec. 52. Section 218.48, Code 2017, is amended to read as  
2 follows:

3     **218.48 Annual reports.**

4     The superintendent or business manager of each institution  
5 shall make an annual report to the administrator in control  
6 of the particular institution and include in the report a  
7 detailed and accurate inventory of the stock and supplies  
8 on hand, and their amount and value, under the following  
9 headings: ~~livestock, farm~~

10    1. Livestock.

11    2. Farm produce on hand, ~~vehicles, agricultural.~~

12    3. Vehicles.

13    4. Agricultural implements, ~~machinery, mechanical.~~

14    5. Machinery.

15    6. Mechanical fixtures, ~~real.~~

16    7. Real estate, ~~furniture, and bedding.~~

17    8. Furniture.

18    9. Bedding in residents' department, ~~state.~~

19    10. State property in superintendent's department,  
20 clothing, ~~dry.~~

21    11. Clothing.

22    12. Dry goods, ~~provisions.~~

23    13. Provisions and groceries, ~~drugs.~~

24    14. Drugs and medicine, ~~fuel, library, and all.~~

25    15. Fuel.

26    16. Library.

27    17. All other state property under appropriate headings to  
28 be determined by the particular administrator involved.

29     Sec. 53. Section 232.114, subsection 4, Code 2017, is  
30 amended to read as follows:

31     4. The county attorney and attorney general shall comply  
32 with the requirements of [chapter 232B](#) and the federal Indian  
33 Child Welfare Act, Pub. L. No. 95-608, when either [chapter 232B](#)  
34 or the federal Indian Child Welfare Act is determined to be  
35 applicable in any proceeding under [this division](#).

1     Sec. 54. Section 232.188, subsection 5, paragraph e, Code  
2 2017, is amended to read as follows:

3     e. The annual child welfare and juvenile justice  
4 decategorization services plan developed for use of the funding  
5 pool by a decategorization governance board shall be submitted  
6 to the department administrator of child welfare services and  
7 the early childhood Iowa empowerment state board. In addition,  
8 the decategorization governance board shall submit an annual  
9 progress report to the department administrator and the early  
10 childhood Iowa empowerment state board which summarizes the  
11 progress made toward attaining the objectives contained in the  
12 plan. The progress report shall serve as an opportunity for  
13 information sharing and feedback.

14     Sec. 55. Section 234.6, subsection 1, unnumbered paragraph  
15 1, Code 2017, is amended to read as follows:

16     The administrator shall be vested with the authority to  
17 administer the family investment program, state supplementary  
18 assistance, food programs, child welfare, and emergency relief,  
19 family and adult service programs, and any other form of  
20 public welfare assistance and institutions that are placed  
21 under the administrator's administration. The administrator  
22 shall perform duties, shall formulate and adopt rules as may  
23 be necessary~~;~~, and shall outline policies, dictate procedure,  
24 and delegate such powers as may be necessary for competent  
25 and efficient administration. Subject to restrictions that  
26 may be imposed by the director of human services and the  
27 council on human services, the administrator may abolish,  
28 alter, consolidate, or establish subdivisions and may abolish  
29 or change offices previously created. The administrator  
30 may employ necessary personnel and fix their compensation;  
31 may allocate or reallocate functions and duties among any  
32 subdivisions now existing or later established; and may  
33 adopt rules relating to the employment of personnel and the  
34 allocation of their functions and duties among the various  
35 subdivisions as competent and efficient administration may

1 require. The administrator shall:

2 Sec. 56. Section 234.6, subsection 1, paragraph f, Code  
3 2017, is amended to read as follows:

4 f. Administer the food programs authorized by federal law,  
5 and recommend rules necessary in the administration of those  
6 programs to the director for ~~promulgation~~ adoption pursuant to  
7 chapter 17A.

8 Sec. 57. Section 237A.25, subsection 1, Code 2017, is  
9 amended to read as follows:

10 1. The department shall develop consumer information  
11 material to assist parents in selecting a child care provider.  
12 In developing the material, the department shall consult with  
13 department of human services staff, department of education  
14 staff, the state child care advisory committee, the early  
15 childhood Iowa ~~empowerment~~ state board, and child care resource  
16 and referral services. In addition, the department may consult  
17 with other entities at the local, state, and national level.

18 Sec. 58. Section 256.11, subsection 5, paragraph h,  
19 subparagraph (3), Code 2017, is amended to read as follows:

20 (3) The department of education shall permit school  
21 districts, in meeting the requirements of this section, to  
22 use career and technical education core courses in more than  
23 one career and technical education service area and to use  
24 multi-occupational courses to complete a sequence in more than  
25 one career and technical education service area.

26 Sec. 59. Section 256.39, subsection 6, Code 2017, is amended  
27 to read as follows:

28 6. The department of education shall direct and monitor  
29 the progress of each career pathways consortium in developing  
30 career pathways programs. ~~By January 15, 1998, the department~~  
31 ~~shall submit to the general assembly any findings and~~  
32 ~~recommendations of the career pathways consortia, along with~~  
33 ~~the department's recommendations for specific career pathways~~  
34 ~~program efforts and for appropriate funding levels to implement~~  
35 ~~and sustain the recommended programs.~~

1     Sec. 60. Section 256.42, subsection 7, Code 2017, is amended  
2 to read as follows:

3     7. The department may waive for one year the provisions  
4 of [section 256.11, subsection 5](#), which require that specified  
5 subjects be offered and taught by professional staff of a  
6 school district or school, if the school district or school  
7 makes every reasonable and good-faith effort to employ a  
8 teacher licensed under [chapter 272](#) for such a subject, and the  
9 school district or school proves to the satisfaction of the  
10 department that the school district or school is unable to  
11 employ such a teacher.

12     a. The specified subject shall be provided by the  
13 initiative.

14     b. The specified subject may instead be provided by the  
15 school district or school if all of the following conditions  
16 are met:

17     ~~a.~~ (1) The course content is provided through an online  
18 learning platform by an Iowa licensed teacher with online  
19 learning experience.

20     ~~b.~~ (2) The course content provided is aligned with school  
21 district or school standards and satisfies the requirements of  
22 subsection 6.

23     ~~c.~~ (3) The course is not offered by the initiative pursuant  
24 to [this section](#), or the course offered by the initiative lacks  
25 the capacity to accommodate additional students.

26     ~~d.~~ (4) The course is the sole course per semester that  
27 the school district or school is providing instead of the  
28 initiative pursuant to [this subsection](#).

29     Sec. 61. Section 256H.1, subsection 2, paragraph a, Code  
30 2017, is amended to read as follows:

31     a. "*Active duty*" means full-time duty status in the active  
32 uniformed service of the United States, including members of  
33 the national guard and reserve on active duty orders pursuant  
34 to 10 U.S.C. ~~§1209~~ ch. 1209 and 1211.

35     Sec. 62. Section 256H.1, subsection 3, paragraph a,

1 subparagraph (1), Code 2017, is amended to read as follows:

2     (1) Active duty members of the uniformed services as defined  
3 in this compact, including members of the national guard and  
4 reserve on active duty orders pursuant to 10 U.S.C. ~~§1209~~ ch.  
5 1209 and 1211.

6     Sec. 63. Section 256I.4, subsection 8, Code 2017, is amended  
7 to read as follows:

8     8. Develop and implement a designation process for area  
9 boards. Allow for flexibility and creativity of area boards in  
10 implementing area board responsibilities and provide authority  
11 for the area boards to support the communities in the areas  
12 served. The ~~system~~ process shall provide for action to address  
13 poor performing areas as well as higher performing areas. The  
14 state board shall determine how often area boards are reviewed  
15 under the ~~system~~ process.

16     Sec. 64. Section 256I.9, subsection 3, paragraph b,  
17 subparagraph (1), Code 2017, is amended to read as follows:

18     (1) Family support services ~~and parent education programs~~  
19 promoted to parents of children from zero through age five.  
20 Family support services shall include but are not limited to  
21 home visitation and parent education. Of the state funding  
22 that an area board designates for family support programs, at  
23 least sixty percent shall be committed to programs with a home  
24 visitation component.

25     Sec. 65. Section 258.2, Code 2017, is amended to read as  
26 follows:

27     **258.2 State board for career and technical education.**

28     The state board of education shall constitute the state  
29 board for career and technical education.

30     Sec. 66. Section 258.3A, unnumbered paragraph 1, Code 2017,  
31 is amended to read as follows:

32     The state board shall do all of the following:

33     Sec. 67. Section 258.4, subsections 1, 7, 8, and 9, Code  
34 2017, are amended to read as follows:

35     1. Develop and submit to the state board for approval the

1 multi-year state plan developed in accordance with federal laws  
2 and regulations governing career and technical education.

3 7. Review and approve career and technical education  
4 programs to ensure that the programs meet standards adopted by  
5 the state board for career and technical education pursuant to  
6 section 258.3A. The director shall annually review at least  
7 twenty percent of the approved career and technical programs  
8 as a basis for continuing approval to ensure that the programs  
9 meet board standards and are compatible with educational reform  
10 efforts, are capable of responding to technological change and  
11 innovation, and meet the educational needs of students and the  
12 employment community. The review shall include an assessment  
13 of the extent to which the competencies in the program  
14 are being mastered by the students enrolled, the costs are  
15 proportionate to educational benefits received, the career and  
16 technical education curriculum is articulated and integrated  
17 with other curricular offerings required of all students,  
18 the programs would permit students with career and technical  
19 education backgrounds to pursue other educational interests in  
20 a postsecondary institutional setting, and the programs remove  
21 barriers for both traditional and nontraditional students to  
22 access educational and employment opportunities.

23 8. Facilitate the process established by the state board  
24 for the implementation of a statewide system of regional  
25 career and technical education planning partnerships that  
26 utilize the services of local school districts, community  
27 colleges, sector partnerships, and other resources to assist  
28 local school districts in meeting career and technical  
29 education standards while avoiding unnecessary duplication of  
30 services. The director shall also review and approve regional  
31 planning partnerships and regional centers to ensure that the  
32 partnerships and centers meet the standards adopted by the  
33 state board pursuant to section 258.3A, subsection 5.

34 9. Enforce rules adopted by the state board pursuant to  
35 section 258.3A.

1     Sec. 68. Section 258.6, subsections 1, 2, and 3, Code 2017,  
2 are amended to read as follows:

3     1. *"Approved career and technical education program"* means  
4 a career and technical education program offered by a school  
5 district or community college and approved by the department  
6 which meets the standards for career and technical education  
7 programs adopted by the state board under [this chapter](#).

8     2. *"Approved practitioner preparation school, department,  
9 or class"* means a school, department, or class approved by the  
10 state board as entitled under [this chapter](#) to federal moneys  
11 for the training of teachers of career and technical education  
12 subjects.

13     3. *"Approved regional career and technical education  
14 planning partnership"* means a regional entity that meets the  
15 standards for regional career and technical education planning  
16 partnerships adopted by the state board pursuant to section  
17 258.3A and [section 258.14](#).

18     Sec. 69. Section 258.6, subsection 4, Code 2017, is amended  
19 by striking the subsection.

20     Sec. 70. Section 258.6, Code 2017, is amended by adding the  
21 following new subsection:

22     NEW SUBSECTION. 9A. *"State board"* means the state board for  
23 career and technical education as provided in section 258.2.

24     Sec. 71. Section 258.9, subsection 1, Code 2017, is amended  
25 to read as follows:

26     1. The board of directors of a school district or  
27 community college that maintains a career and technical  
28 education program receiving federal or state funds under  
29 this chapter shall, as a condition of approval by the state  
30 board, appoint a local advisory council for each career and  
31 technical education program offered by the school district or  
32 community college. However, a school district and a community  
33 college that maintain a career and technical education program  
34 receiving federal or state funds may create a joint local  
35 advisory council. The membership of each local advisory



1 council shall consist of public members with expertise in  
2 the occupation or occupational field related to the career  
3 and technical education program. The local advisory council  
4 shall give advice and assistance to the board of directors,  
5 administrators, and instructors in the establishment and  
6 maintenance of the career and technical education program.

7 Sec. 72. Section 258.12, Code 2017, is amended to read as  
8 follows:

9 **258.12 Custodian of funds.**

10 The treasurer of state shall be custodian of the funds paid  
11 to the state from the appropriations made under the federal  
12 Carl D. Perkins Career and Technical Education Improvement Act  
13 of 2006, 20 U.S.C §2301 et seq., as amended, and shall disburse  
14 the same on vouchers audited as provided by law.

15 Sec. 73. Section 258.14, subsection 3, paragraphs a and d,  
16 Code 2017, are amended to read as follows:

17 *a.* Ensuring compliance with standards adopted by the state  
18 board under section 258.3A, subsection 5, for regional career  
19 and technical education planning partnerships.

20 *d.* Reviewing career and technical education programs of  
21 school districts within the region based on standards adopted  
22 by the state board, and recommending to the department career  
23 and technical education programs for approval.

24 Sec. 74. Section 258.14, subsection 3, paragraph f,  
25 unnumbered paragraph 1, Code 2017, is amended to read as  
26 follows:

27 Planning for regional centers with the purpose of achieving  
28 equitable access to high-quality career and technical education  
29 programming and concurrent enrollment opportunities for all  
30 students. As a condition for approval, a regional center shall  
31 comply with standards adopted by the state board and shall  
32 consist of a minimum of four career academies. A regional  
33 center shall be compatible with development of a statewide  
34 system of regional centers serving all students. A regional  
35 center shall serve either of the following:

1     Sec. 75. Section 258.14, subsection 4, paragraph e, Code  
2 2017, is amended to read as follows:

3     e. Representatives of regional economic and workforce  
4 entities including ~~regional advisory~~ local workforce  
5 development boards established under section 84A.4.

6     Sec. 76. Section 258.15, subsection 2, Code 2017, is amended  
7 to read as follows:

8     2. The state board, in consultation with the division of  
9 community colleges of the department, shall adopt rules setting  
10 minimum standards for the development and implementation of  
11 career academies under this section and ensuring compliance  
12 with the federal Carl D. Perkins Career and Technical Education  
13 Improvement Act of 2006, 20 U.S.C. §2301 et seq., as amended.

14     Sec. 77. Section 260C.5, subsection 1, Code 2017, is amended  
15 to read as follows:

16     1. Designate a community college as an "area career and  
17 technical education school" within the meaning of, and for the  
18 purpose of administering, the federal Carl D. Perkins Career  
19 and Technical Education Improvement Act of 2006. A community  
20 college shall not be so designated by the director for the  
21 expenditure of funds under 20 U.S.C. §2301 et seq., as amended,  
22 which has not been designated and classified as a community  
23 college by the state board.

24     Sec. 78. Section 260C.47, subsection 1, unnumbered  
25 paragraph 1, Code 2017, is amended to read as follows:

26     The state board of education shall establish an  
27 accreditation process for community college programs. The  
28 process shall be jointly developed and agreed upon by the  
29 department of education and the community colleges. The  
30 state accreditation process shall be integrated with the  
31 accreditation process of the higher learning commission,  
32 including the evaluation cycle, the self-study process, and  
33 the criteria for evaluation, which shall incorporate the  
34 standards for community colleges developed under section  
35 260C.48; and shall identify and make provision for the needs of

1 the state that are not met by the ~~association's~~ commission's  
2 accreditation process. The department of education shall use  
3 a two-component process for the continued accreditation of  
4 community college programs.

5 Sec. 79. Section 260C.47, subsection 1, paragraph c, Code  
6 2017, is amended to read as follows:

7 c. Rules adopted by the state board shall include provisions  
8 for coordination of the accreditation process under this  
9 section with activities of accreditation ~~associations~~ agencies,  
10 which are designed to avoid duplication in the accreditation  
11 process.

12 Sec. 80. Section 261E.6, subsection 3, Code 2017, is amended  
13 to read as follows:

14 3. *Authorization.* To participate in this program, an  
15 eligible student shall make application to an eligible  
16 postsecondary institution to allow the eligible student to  
17 enroll for college credit in a nonsectarian course offered at  
18 the institution. A comparable course, as defined in rules  
19 adopted by the board of directors of the school district  
20 consistent with department administrative rule, must not  
21 be offered by the school district or accredited nonpublic  
22 school the student attends. ~~However, a~~ A course is ineligible  
23 for purposes of this section if the school district has  
24 a contractual agreement with the eligible postsecondary  
25 institution under section 261E.8 that meets the requirements of  
26 section 257.11, subsection 3, and the course may be delivered  
27 through such an agreement in accordance with section 257.11,  
28 subsection 3. If the postsecondary institution accepts  
29 an eligible student for enrollment under this section, the  
30 institution shall send written notice to the student, the  
31 student's parent or legal guardian in the case of a minor  
32 child, and the student's school district or accredited  
33 nonpublic school and the school district in the case of a  
34 nonpublic school student, or the Iowa school for the deaf or  
35 the Iowa braille and sight saving school. The notice shall

1 list the course, the clock hours the student will be attending  
2 the course, and the number of hours of college credit that the  
3 eligible student will receive from the eligible postsecondary  
4 institution upon successful completion of the course.

5 Sec. 81. Section 262.14, unnumbered paragraph 1, Code 2017,  
6 is amended to read as follows:

7 The board may invest funds belonging to the institutions,  
8 subject to chapters 12F, and 12H, and 12J and the following  
9 regulations:

10 Sec. 82. Section 279.19B, subsection 2, Code 2017, is  
11 amended to read as follows:

12 2. For the first two weeks ~~of employment~~ in which a  
13 qualified individual who possesses a transitional coaching  
14 authorization is employed as a transitional coach and for the  
15 first extracurricular interscholastic athletic contest or  
16 competition sponsored by an organization as defined in section  
17 280.13, the individual shall be supervised by a certified  
18 athletic director, administrator, or other practitioner  
19 in a supervisory role. If the individual performs to the  
20 supervising practitioner's satisfaction, the supervising  
21 practitioner shall sign and date an evaluation form provided  
22 by the organization to certify that the individual meets  
23 expectations to work with student athletes as a transitional  
24 coach. The organization shall develop and offer on its  
25 internet site an evaluation form that meets the requirements  
26 of this subsection.

27 Sec. 83. Section 282.7, subsection 2, Code 2017, is amended  
28 to read as follows:

29 2. If the career and technical education program offered  
30 by a school district does not meet ~~the board for career and~~  
31 ~~technical education's~~ standards for program approval adopted  
32 by the state board for career and technical education, the  
33 district shall be granted one year to meet the standards for  
34 approval. If a district chooses to waive the one-year grace  
35 period, or the district fails to meet the approval standards

1 after one year, the director of the ~~board for career and~~  
2 ~~technical~~ department of education shall delegate the authority  
3 to the regional career and technical education planning  
4 partnership established pursuant to [section 258.14](#) to direct  
5 the district to contract with another school district or a  
6 community college which has an approved program, for the  
7 provision of career and technical education for students of  
8 the district. The district that has waived the one-year grace  
9 period or has failed to meet the approval standards shall pay  
10 to the district or community college that has an approved  
11 program an amount equal to the percent of the school day in  
12 which a pupil is receiving career and technical education in  
13 the approved program times the district cost per pupil of the  
14 district of residence of the pupil. The regional career and  
15 technical education planning partnership established pursuant  
16 to [section 258.14](#) shall contract with an approved program for  
17 delivery of career and technical education in the district  
18 which has failed to meet the approval standards or has waived  
19 the one-year grace period. Transportation to and from the  
20 approved program shall be provided by the school district that  
21 has waived the one-year grace period or has failed to meet  
22 approval standards. Reasonable effort shall be made to conduct  
23 the approved program at an attendance center in the district  
24 that has failed to meet the approval standards or has waived  
25 the one-year grace period.

26 Sec. 84. Section 294.14, Code 2017, is amended to read as  
27 follows:

28 **294.14 Estimate of funds needed — levy.**

29 The board of directors of said district shall annually,  
30 for a period of five years after the effective date of the  
31 termination of its pension system, at the meeting at which  
32 it estimates the amount required for the general fund, in  
33 accordance with the provisions of [section 298.1](#), estimate the  
34 additional amount if any necessary to pay to participants in  
35 the pension system who are not entitled to receive benefits

1 under such system at the date of termination thereof, one-fifth  
2 of the amount paid into said pension fund by such participants  
3 therein, without interest, which amount shall be levied by  
4 the board of supervisors, in accordance with provisions of  
5 section 298.8 and, in addition thereto, the board of directors  
6 of said district shall each year at the meeting at which  
7 it estimates the amount required for the general fund, in  
8 accordance with the provisions of section 298.1, estimate the  
9 additional amount, if any, necessary to provide the required  
10 annual payments to surviving beneficiaries of said pension  
11 system, as ~~defined~~ provided in section 294.12, which amount  
12 shall be levied by the board of supervisors, in accordance with  
13 the provisions of section 298.8. Upon the death of the last  
14 beneficiary, ~~as defined in section 294.12~~, to survive, any  
15 balance remaining in said fund, including any undisposed of  
16 accumulations, shall be transferred to the general fund of said  
17 school district.

18 Sec. 85. Section 303.66, subsection 2, Code 2017, is amended  
19 to read as follows:

20 2. Taxes levied by the board shall be certified on or before  
21 the first day of March to the county auditor of each county  
22 where any of the property included within the territorial  
23 limits of the land use district is located, and shall be placed  
24 upon the tax list for the current year, ~~and the~~. The county  
25 treasurer shall collect the taxes in the same manner as other  
26 taxes, ~~and when~~. When delinquent ~~they~~, the taxes shall draw  
27 the same interest and penalties as other taxes. All taxes so  
28 levied and collected shall be paid over to the treasurer of the  
29 district.

30 Sec. 86. Section 313.2, subsection 2, paragraph b, Code  
31 2017, is amended to read as follows:

32 *b.* However, prior to entering into the agreement, a notice  
33 of intent to execute such agreement shall be published in a  
34 newspaper of general circulation within the county and the cost  
35 of such notice shall be jointly borne by the department and

1 the board of supervisors. If one hundred or more residents of  
2 the county request by petition or in writing that a hearing  
3 be held in regard to such agreement within ten days after the  
4 publication of the notice, the board of supervisors and the  
5 department shall hold such a hearing not more than seven days  
6 after receiving the petition or written instrument, ~~and based.~~  
7 Based upon evidence presented at such the hearing, the board of  
8 supervisors and the department shall reexamine the merits of  
9 executing such agreement and make a decision in regard to it.

10 Sec. 87. Section 313.5, subsection 2, Code 2017, is amended  
11 to read as follows:

12 2. The provisions of chapter 8 shall apply except that  
13 the provisions of section 8.39 shall not apply to funds  
14 appropriated to the department under section 313.4; however,  
15 ~~the first paragraph of section 8.39, subsection 1,~~ shall  
16 apply to appropriations for support of the department and for  
17 engineering and administration of highway work and maintenance  
18 of the primary road system.

19 Sec. 88. Section 313.12, Code 2017, is amended to read as  
20 follows:

21 **313.12 Supervision and inspection.**

22 The department is expressly charged with the duty of  
23 supervision, inspection, and direction of the work of  
24 construction of primary roads on behalf of the state, and  
25 of supervising the expenditure of all funds paid on account  
26 of such work by the state or the county on the primary road  
27 system and it shall do and perform all other matters and  
28 things necessary to the faithful completion of the work ~~herein~~  
29 authorized in this section.

30 Sec. 89. Section 314.21, subsection 1, paragraph b, Code  
31 2017, is amended to read as follows:

32 b. A city or county which has a project which qualifies for  
33 the use of these funds shall submit a request for the funds  
34 to the state department of transportation. A city or county  
35 may, at its option, apply moneys allocated for use on city

1 or county projects under [this subsection](#) toward qualifying  
2 projects on the primary road system. The state department of  
3 transportation in consultation with the department of natural  
4 resources shall determine which projects qualify for the  
5 funds and which projects shall be funded if the requests for  
6 the funds exceed the availability of the funds. In ranking  
7 applications for funds, the department shall consider the  
8 proportion of political subdivision matching funds to be  
9 provided, if any, and the proportion of private contributions  
10 to be provided, if any. In considering the proportion of  
11 political subdivision matching funds provided, the department  
12 shall consider only those moneys which are in addition to those  
13 which the political subdivision has historically provided  
14 toward such projects. Funds allocated to the cities, the  
15 counties, and the department which are not programmed by the  
16 end of each fiscal year shall be available for redistribution  
17 to any eligible applicant regardless of the original allocation  
18 of funds. Such funds shall be awarded for eligible projects  
19 based upon their merit in meeting the program objectives  
20 established by the department under [section 314.22](#). The  
21 department shall submit a report of all projects funded in  
22 the previous fiscal year to the governor and to the general  
23 assembly on January 15 of each year.

24 Sec. 90. Section 317.25, subsection 2, Code 2017, is amended  
25 to read as follows:

26 2. Any person violating subsection 1 commits a public  
27 offense and is subject to a fine not to exceed one hundred  
28 dollars.

29 Sec. 91. Section 321.34, subsection 13, paragraph a,  
30 subparagraph (1), Code 2017, is amended to read as follows:

31 (1) The owner of a motor vehicle subject to registration  
32 pursuant to [section 321.109, subsection 1, autocycle,](#)  
33 motor truck, motor home, multipurpose vehicle, motorcycle,  
34 trailer, or travel trailer may upon request be issued special  
35 registration plates that contain a space reserved for the



1 placement of an organization decal. If the special plates are  
2 requested at the time of initial application for registration  
3 and certificate of title for the vehicle, no special plate  
4 fee is required other than the regular annual registration  
5 fee for the vehicle. If the special plates are requested  
6 as replacement plates, the owner shall surrender the current  
7 regular or special registration plates in exchange for the  
8 special plates and shall pay a replacement plate fee of five  
9 dollars. The county treasurer shall validate special plates  
10 with an organization decal in the same manner as regular  
11 plates, upon payment of the annual registration fee.

12 Sec. 92. Section 321.40, subsection 6, paragraph a, Code  
13 2017, is amended to read as follows:

14 a. The department or the county treasurer shall refuse  
15 to renew the registration of a vehicle registered to the  
16 applicant if the department or the county treasurer knows that  
17 the applicant has a delinquent account, charge, fee, loan,  
18 taxes, or other indebtedness owed to or being collected by  
19 the state, from information provided pursuant to sections  
20 8A.504 and 421.17. An applicant may contest this action by  
21 ~~requesting~~ initiating a contested case proceeding ~~from~~ with  
22 the agency that referred the debt for collection pursuant to  
23 section 8A.504. The department of revenue and the department  
24 of transportation shall notify the county treasurers through  
25 the distributed teleprocessing network of persons who owe  
26 such a delinquent account, charge, fee, loan, taxes, or other  
27 indebtedness.

28 Sec. 93. Section 321.40, subsection 7, paragraph a, Code  
29 2017, is amended to read as follows:

30 a. The department or the county treasurer shall refuse to  
31 renew the registration of a vehicle registered to an applicant  
32 if the department or the county treasurer knows that the  
33 applicant has not paid a civil penalty imposed on the applicant  
34 pursuant to section 321N.3, subsection 3. An applicant may  
35 contest this action by ~~requesting~~ initiating a contested

1 case proceeding ~~from~~ with the department. The department  
2 shall notify the county treasurers through the distributed  
3 teleprocessing network of persons who have not paid such civil  
4 penalties.

5 Sec. 94. Section 321.189, subsection 8, Code 2017, is  
6 amended to read as follows:

7 8. *Veterans status.* A licensee who is an honorably  
8 discharged veteran of the armed forces of the United States may  
9 request that the license be marked to reflect the licensee's  
10 veteran status. Upon such a request, the word "VETERAN" shall  
11 be marked prominently on the face of the license. Such a  
12 license shall be issued upon receipt of satisfactory proof  
13 of veteran status pursuant to procedures established by the  
14 department in consultation with the department of veterans  
15 affairs, or upon presentation of the licensee's certification  
16 of release or discharge from active duty, DD form 214, to  
17 the department at the time of the licensee's request, if the  
18 form indicates the licensee was honorably discharged. If  
19 the license is issued upon presentation of the licensee's  
20 certification of release or discharge from active duty, DD form  
21 214, the department shall notify the commission of veteran  
22 affairs of the county of the licensee's residence that the  
23 licensee was issued a license marked to reflect the licensee's  
24 veteran status. After receiving notification from the  
25 department, the commission of veteran affairs shall initiate  
26 contact with the licensee.

27 Sec. 95. Section 321.285, subsection 7, Code 2017, is  
28 amended to read as follows:

29 7. A person who violates this section for excessive speed  
30 in violation of a speed limit commits a simple misdemeanor  
31 punishable as a scheduled violation under section 805.8A,  
32 subsection 5. A person who ~~violates this section~~ for excessive  
33 operates a school bus at a speed as an operator of a school bus  
34 which exceeds a limit established under this section by ten  
35 miles an hour or less commits a simple misdemeanor punishable

1 as a scheduled violation under section 805.8A, subsection  
2 10. A person who violates any other provision of [this section](#)  
3 commits a simple misdemeanor.

4 Sec. 96. Section 321.463, subsection 5, paragraph a,  
5 unnumbered paragraph 1, Code 2017, is amended to read as  
6 follows:

7 The maximum gross weight allowed to be carried on a vehicle  
8 or combination of vehicles on highways which are part of the  
9 primary road system is as follows:

10 Sec. 97. Section 321G.13, subsection 2, paragraph b,  
11 subparagraph (1), Code 2017, is amended to read as follows:

12 (1) A person may operate or ride ~~on~~ a snowmobile with a  
13 loaded firearm, whether concealed or not, without a permit to  
14 carry weapons, if the person operates or rides on land owned or  
15 possessed by the person, and the person's conduct is otherwise  
16 lawful.

17 Sec. 98. Section 321G.13, subsection 2, paragraph b,  
18 subparagraph (2), unnumbered paragraph 1, Code 2017, is amended  
19 to read as follows:

20 If a person is operating or riding ~~on~~ a snowmobile on land  
21 that is not owned or possessed by the person, the person may  
22 operate or ride the snowmobile with a loaded firearm, whether  
23 concealed or not, if all of the following apply:

24 Sec. 99. Section 321I.14, subsection 2, paragraph b,  
25 subparagraph (1), Code 2017, is amended to read as follows:

26 (1) A person may operate or ride ~~on~~ an all-terrain vehicle  
27 with a loaded firearm, whether concealed or not, without a  
28 permit to carry weapons, if the person operates or rides on  
29 land owned or possessed by the person, and the person's conduct  
30 is otherwise lawful.

31 Sec. 100. Section 321I.14, subsection 2, paragraph b,  
32 subparagraph (2), unnumbered paragraph 1, Code 2017, is amended  
33 to read as follows:

34 If a person is operating or riding ~~on~~ an all-terrain  
35 vehicle on land that is not owned or possessed by the person,

1 the person may operate or ride the all-terrain vehicle with  
2 a loaded firearm, whether concealed or not, if all of the  
3 following apply:

4 Sec. 101. Section 325A.1, subsection 13, Code 2017, is  
5 amended to read as follows:

6 13. "*Private carrier*" means a person who provides  
7 transportation of property or passengers by motor vehicle,  
8 ~~is not a for-hire motor carrier or a transportation network~~  
9 ~~company or a transportation network company driver, as~~  
10 ~~defined in [section 321N.1](#)~~, or who transports commodities  
11 of which the person is the owner, lessee, or bailee and  
12 the transportation is a furtherance of the person's primary  
13 business or occupation, but is not a for-hire motor carrier or  
14 a transportation network company or a transportation network  
15 company driver, as defined in section 321N.1.

16 Sec. 102. Section 331.655, subsection 1, paragraph a, Code  
17 2017, is amended to read as follows:

18 a. For serving a notice and returning it, for the first  
19 person served, fifteen dollars, and for each additional person,  
20 fifteen dollars, except that the fee for serving additional  
21 persons in the same household shall be ten dollars for each  
22 additional service, or if the service of notice cannot be  
23 made or several attempts are necessary, the repayment of all  
24 necessary expenses actually incurred by the sheriff while  
25 attempting in good faith to serve the notice.

26 Sec. 103. Section 331.910, subsection 4, paragraph f, Code  
27 2017, is amended to read as follows:

28 f. While in the receiving state pursuant to a contract  
29 under [this subsection](#), a person detained, committed, or placed  
30 under the laws of a sending state shall be subject to all laws  
31 and regulations of the receiving state, except those laws and  
32 regulations with respect to the involuntary civil commitment  
33 of the person due to a mental illness or substance-related  
34 disorder. A person shall not be sent to a receiving state  
35 pursuant to a contract under [this section subsection](#) until the

1 receiving state has enacted a law recognizing the validity and  
2 applicability of [this subsection](#).

3 Sec. 104. Section 364.2, subsection 4, paragraph b, Code  
4 2017, is amended to read as follows:

5 b. Such an ordinance shall not become effective unless  
6 approved at an election. The proposal may be submitted by the  
7 council on its own motion to the voters at any city election.  
8 Upon receipt of a ~~valid petition as defined in~~ meeting the  
9 requirements of [section 362.4](#) requesting that a proposal be  
10 submitted to the voters, the council shall submit the proposal  
11 at the next regular city election or at a special election  
12 called for that purpose before the next regular city election.  
13 However, the city council may dispense with such election as  
14 to the grant, amendment, extension, or renewal of an electric  
15 light and power, heating, or gasworks franchise unless there is  
16 a valid petition requesting submission of the proposal to the  
17 voters, or the party seeking such franchise, grant, amendment,  
18 extension, or renewal requests an election. If a majority of  
19 those voting approves the proposal, the city may proceed as  
20 proposed. The complete text of the ordinance shall be included  
21 on the ballot if conventional paper ballots are used. If  
22 an optical scan voting system is used, the proposal shall be  
23 stated on the optical scan ballot, and the full text of the  
24 ordinance posted for the voters pursuant to [section 52.25](#). All  
25 absentee voters shall receive the full text of the ordinance.

26 Sec. 105. Section 372.13, subsection 11, paragraph a, Code  
27 2017, is amended to read as follows:

28 a. Council members shall be elected according to the council  
29 representation plans under [sections 372.4](#) and [372.5](#). However,  
30 the council representation plan may be changed, by petition  
31 and election, to one of those described in [this subsection](#).  
32 Upon receipt of a ~~valid petition, as defined in~~ meeting the  
33 requirements of [section 362.4](#), requesting a change to a council  
34 representation plan, the council shall submit the question at  
35 a special election. If a majority of the persons voting at

1 the special election approves the changed plan, it becomes  
2 effective at the beginning of the term following the next  
3 regular city election. If a majority does not approve the  
4 changed plan, the council shall not submit another proposal to  
5 change a plan to the voters within the next two years.

6 Sec. 106. Section 376.2, subsection 2, Code 2017, is amended  
7 to read as follows:

8 2. Except as otherwise provided by state law or the city  
9 charter, terms for elective offices are two years. However,  
10 the term of an elective office may be changed to two or four  
11 years by petition and election. Upon receipt of a ~~valid~~  
12 petition ~~as defined in~~ meeting the requirements of section  
13 362.4, requesting that the term of an elective office be  
14 changed, the council shall submit the question at a special  
15 election. If a majority of the persons voting at the special  
16 election approves the changed term, it becomes effective at the  
17 beginning of the term following the next regular city election.  
18 If a majority does not approve the changed term, the council  
19 shall not submit the same proposal to the voters within the  
20 next four years.

21 Sec. 107. Section 384.31, Code 2017, is amended to read as  
22 follows:

23 **384.31 Negotiable.**

24 General obligation bonds issued pursuant to this ~~part~~  
25 division are negotiable instruments.

26 Sec. 108. Section 384.44, Code 2017, is amended to read as  
27 follows:

28 **384.44 Estimated cost.**

29 The estimated total cost of any public improvement  
30 constructed under this ~~part~~ division must include all of the  
31 items of cost listed in section 384.37, subsection 26, which  
32 the council proposes to include as a part of the cost of the  
33 public improvement, and may include an item to be known as the  
34 default fund amounting to not more than ten percent of the  
35 portion of the total cost of the improvement which the council

1 proposes to assess against specially benefited property.

2     Sec. 109. Section 384.66, subsection 4, Code 2017, is  
3 amended to read as follows:

4     4. No action may be brought questioning the regularity  
5 of the proceedings pertaining to special assessments or the  
6 validity of any special assessment levied for any public  
7 improvement under this ~~part~~ division, from and after sixty  
8 days after the final publication of notice of filing the final  
9 assessment schedule.

10     Sec. 110. Section 384.76, Code 2017, is amended to read as  
11 follows:

12     **384.76 Application to joint undertakings.**

13     The provisions of this division apply to any public  
14 improvement undertaken jointly by the city and another city or  
15 by the city and the state or any other political subdivision  
16 of the state, and a city may enter into an agreement for such  
17 purpose under the provisions of chapter 28E and may assess and  
18 pay its portion of the cost of a public improvement as provided  
19 in this division, but any requirement of this ~~part~~ division  
20 in respect to approval of detailed plans and specifications,  
21 calling for construction bids, awarding construction contracts  
22 and acceptance of the completed improvement may be carried  
23 out by each city with other cities, the state or any other  
24 political subdivision of the state, as provided in an  
25 agreement entered into as permitted by chapter 28E. However,  
26 an agreement between the city and the state department of  
27 transportation is also governed by the provisions of sections  
28 313.21 to 313.23.

29     Sec. 111. Section 403A.10, Code 2017, is amended to read as  
30 follows:

31     **403A.10 Tax exemption and payments in lieu of taxes.**

32     The property acquired or held pursuant to this chapter is  
33 declared to be public property used exclusively for essential  
34 city, or municipal public and governmental purposes and such  
35 property is hereby declared to be exempt from all taxes and

1 special assessments of the state or of any state public body.  
2 In lieu of taxes on such property a municipality may agree to  
3 make payments to the state or a state public body ~~{including~~  
4 ~~itself}~~, including to the municipality, as it finds consistent  
5 with the maintenance of the low-rent character of housing  
6 projects and the achievement of the purposes of **this chapter**.

7 Sec. 112. Section 403A.12, Code 2017, is amended to read as  
8 follows:

9 **403A.12 Bonds.**

10 1. A municipality shall have power to issue bonds from  
11 time to time in its discretion, for any of the purposes of  
12 this chapter. A municipality shall also have power to issue  
13 refunding bonds for the purpose of paying or retiring bonds  
14 previously issued by it. A municipality may issue such types  
15 of bonds as it may determine, including ~~{without limiting the~~  
16 ~~generality of the foregoing}~~ bonds on which the principal and  
17 interest are payable exclusively from the income and revenues  
18 of the project financed with the proceeds of such bonds, or  
19 exclusively from the income and revenues of certain designated  
20 housing projects whether or not they are financed in whole  
21 or in part with the proceeds of such bonds. Any such bonds  
22 may be additionally secured by a pledge of any loan, grant or  
23 contribution or parts thereof from the federal government or  
24 other source, or a pledge of any income or revenues connected  
25 with a housing project or a mortgage of any housing project or  
26 projects. The authority to issue bonds under this subsection  
27 does not limit the municipality's general authority to issue  
28 bonds for any of the purposes of this chapter.

29 2. Neither the governing body of a municipality nor any  
30 person executing the bonds shall be liable personally on the  
31 bonds by reason of the issuance thereof hereunder. The bonds  
32 and other obligations issued under the provisions of this  
33 chapter ~~{and such bonds and obligations shall so state on their~~  
34 ~~face}~~ shall be payable solely from the sources provided in this  
35 section and shall not constitute an indebtedness within the



1 meaning of any constitutional or statutory debt limitation or  
 2 restriction. The bonds and obligations shall state on their  
 3 face that they are payable solely from the sources provided in  
 4 this section and that they do not constitute an indebtedness  
 5 within the meaning of any constitutional or statutory debt  
 6 limitation or restriction. Bonds issued pursuant to this  
 7 chapter are declared to be issued for an essential public  
 8 and governmental purpose and to be public instrumentalities  
 9 and, together with interest thereon and income therefrom,  
 10 shall be exempt from taxes. The tax exemption provisions of  
 11 this chapter shall be considered part of the security for the  
 12 repayment of bonds and shall constitute, by virtue of this  
 13 chapter and without the necessity of the same being restated  
 14 in said bonds, a contract between the bondholders and each and  
 15 every one thereof, including all transferees of said bonds from  
 16 time to time on the one hand and the respective municipalities  
 17 issuing said bonds and the state on the other.

18 Sec. 113. Section 403A.18, Code 2017, is amended to read as  
 19 follows:

20 **403A.18 Transfer of possession or title to federal**  
 21 **government.**

22 In any contract with the federal government for annual  
 23 contributions to a municipality, the municipality may obligate  
 24 itself, which obligation shall be specifically enforceable and  
 25 shall not constitute a mortgage, notwithstanding any other  
 26 law, to convey to the federal government possession of or  
 27 title to the housing project to which such contract relates,  
 28 upon the occurrence of a substantial default as defined in  
 29 such contract with respect to the covenant or conditions to  
 30 which the municipality is subject; ~~and such.~~ The contract may  
 31 further provide that in case of such conveyance, the federal  
 32 government may complete, operate, manage, lease, convey, or  
 33 otherwise deal with the housing project and funds in accordance  
 34 with the terms of such the contract;—Provided, provided that  
 35 the contract requires that, as soon as practicable after the

1 federal government is satisfied that all defaults with respect  
2 to the housing project have been cured and that the housing  
3 project will thereafter be operated in accordance with the  
4 terms of the contract, the federal government shall reconvey to  
5 the municipality the housing project as then constituted.

6 Sec. 114. Section 404A.1, subsection 6, Code 2017, is  
7 amended to read as follows:

8 6. "*Program*" shall mean the historic preservation ~~and~~  
9 ~~cultural and entertainment district~~ tax credit program set  
10 forth in [this chapter](#).

11 Sec. 115. Section 404A.2, subsection 1, Code 2017, is  
12 amended to read as follows:

13 1. An eligible taxpayer who has entered into an agreement  
14 under [section 404A.3, subsection 3](#), is eligible to receive a  
15 historic preservation ~~and cultural and entertainment district~~  
16 tax credit in an amount equal to twenty-five percent of  
17 the qualified rehabilitation expenditures of a qualified  
18 rehabilitation project that are specified in the agreement.  
19 Notwithstanding any other provision of [this chapter](#) or any  
20 provision in the agreement to the contrary, the amount of the  
21 tax credits shall not exceed twenty-five percent of the final  
22 qualified rehabilitation expenditures verified by the authority  
23 pursuant to [section 404A.3, subsection 5](#), paragraph "c".

24 Sec. 116. Section 404A.3, subsection 1, paragraph a, Code  
25 2017, is amended to read as follows:

26 a. An eligible taxpayer seeking historic preservation ~~and~~  
27 ~~cultural and entertainment district~~ tax credits provided in  
28 section 404A.2 shall make application to the authority in the  
29 manner prescribed by the authority.

30 Sec. 117. Section 404A.5, subsection 2, Code 2017, is  
31 amended to read as follows:

32 2. An annual report shall be filed which shall include  
33 but is not limited to data on the number and potential value  
34 of qualified rehabilitation projects begun during the latest  
35 twelve-month period, the total historic preservation ~~and~~

1 ~~cultural and entertainment district~~ tax credits originally  
2 awarded or tax credit certificates originally issued during  
3 that period, the potential reduction in state tax revenues  
4 as a result of all awarded or issued tax credits still  
5 unclaimed and eligible for refund, and the potential increase  
6 in local property tax revenues as a result of the qualified  
7 rehabilitation projects.

8 Sec. 118. Section 411.7, subsection 1, Code 2017, is amended  
9 to read as follows:

10 1. The board of trustees is the trustee of the fire  
11 and police retirement fund created in [section 411.8](#) and  
12 shall annually establish an investment policy to govern the  
13 investment and reinvestment of the moneys in the fund, subject  
14 to the terms, conditions, limitations, and restrictions imposed  
15 by [subsection 2](#) and [chapters 12F](#), [and 12H](#), [and 12J](#). Subject  
16 to like terms, conditions, limitations, and restrictions  
17 the system has full power to hold, purchase, sell, assign,  
18 transfer, or dispose of any of the securities and investments  
19 in which the fund has been invested, as well as of the proceeds  
20 of the investments and any moneys belonging to the fund.

21 Sec. 119. Section 422.11D, Code 2017, is amended to read as  
22 follows:

23 **422.11D Historic preservation and ~~cultural and entertainment~~**  
24 **~~district~~ tax credit.**

25 The taxes imposed under [this division](#), less the credits  
26 allowed under [section 422.12](#), shall be reduced by a historic  
27 preservation and ~~cultural and entertainment district~~ tax credit  
28 allowed under [chapter 404A](#).

29 Sec. 120. Section 422.15, subsection 1, Code 2017, is  
30 amended to read as follows:

31 1. Every person or corporation being a resident of or  
32 having a place of business in this state, including lessees  
33 or mortgagors of real or personal property, fiduciaries,  
34 employers and all officers and employees of the state or of any  
35 political subdivision of the state, or agent of the person or

1 corporation, having the control, receipt, custody, disposal or  
2 payment of interest ~~{other~~ other than interest coupons payable  
3 to ~~bearer~~ bearer, rent, salaries, wages, premiums, annuities,  
4 compensations, remunerations, emoluments, unemployment  
5 compensation, royalties, patronage dividends, or other fixed or  
6 determinable annual or periodical gains, profits and income,  
7 in an amount sufficient to require that an information return  
8 be filed under the Internal Revenue Code if the income is  
9 subject to federal tax, paid or payable during any year to any  
10 individual, whether a resident of this state or not, shall make  
11 a complete information return under such regulations and in  
12 such form and manner and to such extent as may be prescribed by  
13 the director. However, the person or corporation shall not be  
14 required to file an information return if the information is  
15 available to the department from the internal revenue service.

16 Sec. 121. Section 422.33, subsection 10, Code 2017, is  
17 amended to read as follows:

18 10. The taxes imposed under this division shall be reduced  
19 by a historic preservation ~~and cultural and entertainment~~  
20 ~~district~~ tax credit allowed under chapter 404A.

21 Sec. 122. Section 422.60, subsection 4, Code 2017, is  
22 amended to read as follows:

23 4. The taxes imposed under this division shall be reduced by  
24 a historic preservation ~~and cultural and entertainment district~~  
25 tax credit allowed under chapter 404A.

26 Sec. 123. Section 427B.1, Code 2017, is amended to read as  
27 follows:

28 **427B.1 Actual value added exemption from tax — public**  
29 **hearing.**

30 1. For purposes of this section:

31 a. "Distribution center" means a building or structure  
32 used primarily for the storage of goods which are intended for  
33 subsequent shipment to retail outlets. "Distribution center"  
34 does not mean a building or structure used primarily to store  
35 raw agricultural products, used primarily by a manufacturer

1 to store goods to be used in the manufacturing process, used  
2 primarily for the storage of petroleum products, or used for  
3 the retail sale of goods.

4 b. "New construction" means new buildings and structures  
5 and includes new buildings and structures which are constructed  
6 as additions to existing buildings and structures. "New  
7 construction" does not include reconstruction of an existing  
8 building or structure which does not constitute complete  
9 replacement of an existing building or structure or refitting  
10 of an existing building or structure, unless the reconstruction  
11 of an existing building or structure is required due to  
12 economic obsolescence and the reconstruction is necessary to  
13 implement recognized industry standards for the manufacturing  
14 and processing of specific products and the reconstruction  
15 is required for the owner of the building or structure to  
16 continue to competitively manufacture or process those products  
17 which determination shall receive prior approval from the city  
18 council of the city or the board of supervisors of the county.

19 c. "Research-service facilities" means a building or  
20 group of buildings devoted primarily to research and  
21 development activities, including but not limited to the  
22 design and production or manufacture of prototype products for  
23 experimental use, and corporate-research services which do not  
24 have a primary purpose of providing on-site services to the  
25 public.

26 d. "Warehouse" means a building or structure used as a  
27 public warehouse for the storage of goods pursuant to chapter  
28 554, article 7, except that it does not mean a building or  
29 structure used primarily to store raw agricultural products or  
30 from which goods are sold at retail.

31 2. A city council, or a county board of supervisors as  
32 authorized by [section 427B.2](#), may provide by ordinance for  
33 a partial exemption from property taxation of the actual  
34 value added to industrial real estate by the new construction  
35 of industrial real estate, research-service facilities,

1 warehouses, distribution centers and the acquisition of or  
2 improvement to machinery and equipment assessed as real estate  
3 pursuant to [section 427A.1, subsection 1](#), paragraph "e". ~~"New~~  
4 ~~construction"~~ means new buildings and structures and includes  
5 new buildings and structures which are constructed as additions  
6 to existing buildings and structures. ~~"New construction"~~ does  
7 not include reconstruction of an existing building or structure  
8 which does not constitute complete replacement of an existing  
9 building or structure or refitting of an existing building or  
10 structure, unless the reconstruction of an existing building  
11 or structure is required due to economic obsolescence and the  
12 reconstruction is necessary to implement recognized industry  
13 standards for the manufacturing and processing of specific  
14 products and the reconstruction is required for the owner  
15 of the building or structure to continue to competitively  
16 manufacture or process those products which determination shall  
17 receive prior approval from the city council of the city or the  
18 board of supervisors of the county. The exemption shall also  
19 apply to new machinery and equipment assessed as real estate  
20 pursuant to [section 427A.1, subsection 1](#), paragraph "e", unless  
21 the machinery or equipment is part of the normal replacement  
22 or operating process to maintain or expand the existing  
23 operational status. ~~"Research-service facilities"~~ means a  
24 building or group of buildings devoted primarily to research  
25 and development activities, including but not limited to the  
26 design and production or manufacture of prototype products for  
27 experimental use, and corporate research services which do not  
28 have a primary purpose of providing on-site services to the  
29 public. ~~"Warehouse"~~ means a building or structure used as a  
30 public warehouse for the storage of goods pursuant to chapter  
31 554, article 7, except that it does not mean a building or  
32 structure used primarily to store raw agricultural products  
33 or from which goods are sold at retail. ~~"Distribution center"~~  
34 means a building or structure used primarily for the storage  
35 of goods which are intended for subsequent shipment to retail

1 outlets. ~~"Distribution center" does not mean a building or~~  
2 ~~structure used primarily to store raw agricultural products,~~  
3 ~~used primarily by a manufacturer to store goods to be used in~~  
4 ~~the manufacturing process, used primarily for the storage of~~  
5 ~~petroleum products, or used for the retail sale of goods.~~

6     2. 3. The ordinance may be enacted not less than thirty  
7 days after a public hearing is held in accordance with section  
8 335.6 in the case of a county, or [section 362.3](#) in the case of  
9 a city. The ordinance shall designate the length of time the  
10 partial exemption shall be available and may provide for an  
11 exemption schedule in lieu of that provided in [section 427B.3](#).  
12 However, an alternative exemption schedule adopted shall not  
13 provide for a larger tax exemption in a particular year than  
14 is provided for that year in the schedule contained in section  
15 427B.3.

16     Sec. 124. Section 432.12A, Code 2017, is amended to read as  
17 follows:

18     **432.12A Historic preservation and cultural and entertainment**  
19 **district tax credit.**

20     The taxes imposed under [this chapter](#) shall be reduced by a  
21 historic preservation and cultural and entertainment district  
22 tax credit allowed under [chapter 404A](#).

23     Sec. 125. Section 441.48, Code 2017, is amended to read as  
24 follows:

25     **441.48 Notice of adjustment.**

26     Before the department of revenue shall adjust the valuation  
27 of any class of property any such percentage, the department  
28 shall serve ten days' notice by mail, on the county auditor  
29 of the county whose valuation is proposed to be adjusted and  
30 ~~the.~~ The department shall hold an adjourned meeting after  
31 such ten days' notice, at which time the county or assessing  
32 jurisdiction may appear by its city council or board of  
33 supervisors, city or county attorney, and other assessing  
34 jurisdiction, city or county officials, and make written or  
35 oral protest against such proposed adjustment, ~~which.~~ The

1 protest shall consist simply of a statement of the error, or  
2 errors, complained of with such facts as may lead to their  
3 correction, ~~and at such.~~ At the adjourned meeting final action  
4 may be taken in reference thereto to the proposed adjustment.

5 Sec. 126. Section 455B.183, subsection 2, unnumbered  
6 paragraph 1, Code 2017, is amended to read as follows:

7 Upon adoption of standards by the commission pursuant  
8 to section 455B.173, subsections 5 to through 8, plans  
9 and specifications for sewer extensions and water supply  
10 distribution system extensions covered by this section shall  
11 be submitted to the city or county public works department  
12 for approval if the local public works department employs  
13 a qualified, licensed engineer who reviews the plans and  
14 specifications using the specific state standards known as the  
15 ~~Iowa Standards~~ standards for Sewer Systems sewer systems and  
16 the ~~Iowa Standards~~ standards for Water Supply Distribution  
17 Systems water supply distribution systems that have been  
18 formulated and adopted by the department pursuant to section  
19 455B.173, subsections 5 ~~to~~ through 8. The local agency shall  
20 issue a written permit to construct if all of the following  
21 apply:

22 Sec. 127. Section 455B.302, subsection 2, Code 2017, is  
23 amended to read as follows:

24 2. Cities and counties may execute with public and private  
25 agencies contracts, leases, or other necessary instruments, and  
26 may purchase land and do all things necessary not prohibited  
27 by law for the implementation of waste management programs,  
28 collection of solid waste, establishment and operation of  
29 sanitary disposal projects, and general administration of the  
30 same. Any agreement executed with a private agency for the  
31 operation of a sanitary disposal project shall provide for  
32 the posting of a sufficient surety bond by the private agency  
33 conditioned upon the faithful performance of the agreement. A  
34 city or county may at any time during regular working hours  
35 enter upon the premises of a sanitary disposal project,



1 including the premises of a sanitary landfill, in order to  
2 inspect the premises and monitor the operations and general  
3 administration of the project to ensure compliance with the  
4 agreement and with state and federal laws. This includes  
5 the right of the city or county to enter upon the premises  
6 of a former sanitary disposal project which has been closed,  
7 including the premises of a former sanitary landfill, owned  
8 by a private agency, for the purpose of providing required  
9 postclosure care.

10 Sec. 128. Section 456A.33B, subsection 3, paragraph c,  
11 unnumbered paragraph 1, Code 2017, is amended to read as  
12 follows:

13 Each joint lake restoration action plan shall comply with  
14 the following guidelines:

15 Sec. 129. Section 461A.32, Code 2017, is amended to read as  
16 follows:

17 **461A.32 Sale of park lands — conveyances to cities or**  
18 **counties.**

19 1. The commission may sell or exchange such parts of  
20 public lands under the jurisdiction of the commission as in  
21 its judgment may be undesirable for conservation purposes,  
22 excepting state-owned meandered lands already surveyed and  
23 platted at state expense as a conservation plan and project  
24 tentatively adopted and now in the process of rehabilitation  
25 and development authorized by a special legislative Act. The  
26 sale or exchange shall be made upon the terms, conditions or  
27 considerations as the commission may approve, whereupon the  
28 secretary of state shall issue a patent therefor in the manner  
29 provided by law in other cases. The proceeds of any such sale  
30 or exchange shall become a part of the funds to be expended  
31 under the provisions of this chapter.

32 2. Upon request by resolution of any city, ~~or~~ county, or  
33 any legal agency ~~thereof~~ of any city or county, the executive  
34 council may, upon majority recommendation of the commission,  
35 convey without consideration to such city, ~~or~~ county, or legal

1 agency ~~thereof~~ of the city or county, such public lands under  
2 the jurisdiction of the commission as in its judgment may be  
3 desirable for city or county parks. Conveyance shall be in the  
4 name of the state, with the great seal of the state attached  
5 and shall contain a provision that when such lands cease to be  
6 used as public park by said city or county such lands revert to  
7 the state, and such park shall, within one year after such land  
8 has reverted to the state, be restored, as nearly as possible,  
9 to the condition it was in when acquired by such city, county,  
10 or legal agency ~~thereof~~ of the city or county at the expense of  
11 such city, county, or legal agency.

12 3. The state may require that the city, county, or legal  
13 agency ~~thereof~~ of the city or county file a notice of intention  
14 every three years.

15 Sec. 130. Section 461A.68, Code 2017, is amended to read as  
16 follows:

17 **461A.68 Final order — condition.**

18 ~~It~~ The commission may grant such permit in whole or in  
19 part upon such terms, conditions and restrictions as may be  
20 determined by ~~it~~ the commission to be just and proper and in  
21 the public interest, ~~provided that.~~ However, before any permit  
22 shall be granted to any such municipality or corporation, the  
23 commission shall, after public hearing as provided ~~hereby~~ in  
24 this subchapter, determine whether the water recreational area  
25 will be in the interests of the public health and welfare and  
26 an affirmative finding to such effect shall be a condition  
27 precedent to the granting of such permit.

28 Sec. 131. Section 461A.74, Code 2017, is amended to read as  
29 follows:

30 **461A.74 Extension of permit.**

31 Any municipality or corporation owning a permit granted  
32 ~~hereby desiring~~ under this subchapter, which desires to acquire  
33 an extension of ~~said~~ the permit, may petition the commission in  
34 the same manner provided for the granting of ~~such~~ the permit  
35 and the same proceeding shall be had on the extension petition

1 as on an original application.

2 Sec. 132. Section 468.13, subsection 1, Code 2017, is  
3 amended to read as follows:

4 1. Upon the filing of the report of the engineer  
5 recommending the establishment of the levee or drainage  
6 district, the board shall at its first regular, adjourned, or  
7 special meeting examine and consider the same, and, if the  
8 plan is not approved the board may employ the same engineer  
9 or another disinterested engineer to report another plan or  
10 make additional examination and surveys and file an additional  
11 report covering such matters as the board may direct.  
12 Additional surveys and reports must be made in accordance with  
13 the provisions of [sections 468.11](#) and [468.12](#). At any time  
14 prior to the final adoption of the plans they may be amended,  
15 and as finally adopted by the board shall be conclusive unless  
16 the action of the board in finally adopting them shall be  
17 appealed from as ~~hereinafter~~ provided in this subchapter.

18 Sec. 133. Section 468.40, Code 2017, is amended to read as  
19 follows:

20 **468.40 Rules of classification.**

21 1. ~~In the~~ The report of the ~~appraisers so appointed they~~  
22 commissioners shall specify each tract of land by proper  
23 description, and the ownership thereof, as the same appears on  
24 the transfer books in the auditor's office.

25 2. In estimating the benefits as to the lands not traversed  
26 by said improvement, ~~they~~ the commissioners shall not consider  
27 what benefits such land shall receive after some other  
28 improvements shall have been constructed, but only the benefits  
29 which will be received by reason of the construction of the  
30 improvement in question as it affords an outlet to the drainage  
31 of such lands, ~~or~~ brings an outlet nearer to said lands, or  
32 relieves the same lands from overflow and relieves and protects  
33 the same lands from damage by erosion.

34 3. When the land is a state-owned lake or state-owned  
35 wetland, the commissioners shall ascertain the benefits

1 realized from removing excess water and shall not consider any  
2 benefit realized if the state-owned lake or state-owned wetland  
3 were drained or converted to another land use.

4 Sec. 134. Section 468.69, Code 2017, is amended to read as  
5 follows:

6 **468.69 Bonds received for assessments.**

7 Bonds issued for the cost of construction, maintenance,  
8 or repair of any drainage or levee district improvements, or  
9 for the refunding of any obligation of such district may be  
10 acquired by any taxpayer or group of taxpayers of such district  
11 and applied at their face value in the order of their priority,  
12 if any priority exists between bonds of the same issue, upon  
13 the payment of the delinquent or future assessments levied  
14 against the property of such taxpayers to pay off the bonds  
15 so acquired. The interest coupons attached to such bonds may  
16 likewise be applied at their face value to the payment of  
17 assessments for interest accounts, delinquent or future.

18 Sec. 135. Section 468.94, Code 2017, is amended to read as  
19 follows:

20 **468.94 Costs.**

21 Unless the result on the appeal is more favorable to the  
22 appellant than to the action of the board, all costs of the  
23 appeal shall be taxed to the appellant, ~~but if.~~ If the result  
24 is more favorable to the appellant, the cost shall be taxed to  
25 the appellees.

26 Sec. 136. Section 478.6A, subsection 2, Code 2017, is  
27 amended to read as follows:

28 ~~2. A petition for a franchise to construct a merchant line,~~  
29 ~~in addition to any other applicable requirements pursuant to~~  
30 ~~this chapter,~~ shall be subject to all of the following:

31 Notwithstanding section 478.21, in addition to any other  
32 applicable requirements pursuant to this chapter, if a petition  
33 for a franchise to construct a merchant line that involves the  
34 taking of property under eminent domain is not approved by the  
35 board and a franchise granted within three years following the

1 date the petition is filed with the board pursuant to section  
2 478.3, the board shall reject the petition and make a record  
3 of the rejection. If the hearing on the petition conducted  
4 pursuant to [section 478.4](#) has been held within the three-year  
5 period following the date the petition is filed, but the board  
6 has not completed its deliberations within that three-year  
7 period, the three-year period may be extended by the board to  
8 allow completion of deliberations. A petitioner shall not file  
9 a petition for the same or a similar project that has been  
10 rejected within sixty months following the date of rejection  
11 if the rejection was for failure to be approved within three  
12 years following the date the petition was filed as provided in  
13 this subsection.

14 Sec. 137. Section 483A.18, Code 2017, is amended to read as  
15 follows:

16 **483A.18 Form of licenses.**

17 All hunting, fishing, and fur harvester licenses shall  
18 contain a general description of the licensee. Such licenses  
19 shall be upon such forms as the commission shall adopt. The  
20 address and the signature of the applicant and all signatures  
21 and other ~~writing~~ required information shall be in writing.  
22 All licenses shall clearly indicate the nature of the privilege  
23 granted.

24 Sec. 138. Section 484B.7, subsection 2, Code 2017, is  
25 amended to read as follows:

26 2. Each licensee shall file an annual report with the  
27 department on or before April 30. The report shall detail the  
28 hunting preserve operations during the preceding license year.  
29 The original report shall be forwarded to the department and a  
30 copy shall be retained in the hunting preserve's file for three  
31 years from the date of expiration of the hunting preserve's  
32 last license issued. Records required by [this section](#) shall be  
33 entered in the annual report record within twenty-four hours  
34 of the event. Failure to keep or submit the required records  
35 and reports is grounds for refusal to renew a license for

1 the succeeding year. An on-site inspection of property and  
2 facilities shall be conducted by an authorized agent of the  
3 department prior to the initial issuance of a hunting preserve  
4 operator's license. The hunting preserve may be reinspected by  
5 an agent of the department at any reasonable time. A licensed  
6 hunting preserve shall maintain adequate facilities for all  
7 designated birds and ungulates held under the hunting preserve  
8 operator's license.

9 Sec. 139. Section 484B.10, subsections 2 and 3, Code 2017,  
10 are amended to read as follows:

11 2. Waterfowl shall not be shot over any area where  
12 pen-reared mallards may serve as live decoys for wild  
13 waterfowl. All persons hunting game birds or ungulates upon a  
14 licensed hunting preserve shall secure a hunting license that  
15 includes the wildlife habitat fee in accordance with the game  
16 laws of Iowa, with the exception that an unlicensed person may  
17 secure an annual hunting preserve hunting license restricted to  
18 hunting preserves only for a license fee of five dollars. All  
19 persons who hunt on hunting preserves shall pay the wildlife  
20 habitat fee.

21 3. A nonresident youth under sixteen years of age may hunt  
22 game birds on a licensed hunting preserve upon securing an  
23 annual hunting preserve hunting license restricted to hunting  
24 preserves only for a license fee of five dollars and payment of  
25 the wildlife habitat fee. A nonresident youth is not required  
26 to complete the hunter education course to obtain a hunting  
27 preserve hunting license pursuant to [this subsection](#) if the  
28 youth is accompanied by a person who is at least eighteen years  
29 of age, is qualified to hunt, and possesses a valid hunting  
30 license that includes the wildlife habitat fee. During the  
31 hunt, the accompanying adult must be within arm's reach of the  
32 nonresident youth.

33 Sec. 140. Section 484B.13, Code 2017, is amended to read as  
34 follows:

35 **484B.13 License refusal.**

1 The department may either refuse to issue, refuse to renew,  
2 or suspend or revoke a hunting preserve operator's license if  
3 the department finds that the licensed area or the operator or  
4 employees of the licensed area are not in compliance with this  
5 chapter, or that the property or area is operated in violation  
6 of this chapter or administrative rules adopted under this  
7 chapter.

8 Sec. 141. Section 505.27, subsection 5, Code 2017, is  
9 amended to read as follows:

10 5. For purposes of this section, ~~"health care provider":~~

11 a. "Health care provider" means the same as defined in  
12 section 135.61, a hospital licensed pursuant to chapter 135B,  
13 or a health care facility licensed pursuant to chapter 135C,  
14 and ~~"insurer"~~.

15 b. "Insurer" means an insurance company authorized to  
16 transact insurance business in this state. "Insurer" does  
17 not include a health care provider who maintains professional  
18 liability insurance coverage through a self-insurance plan, an  
19 unauthorized insurance company transacting business with an  
20 insured person in this state, or a person not authorized to  
21 transact insurance business in this state.

22 Sec. 142. Section 507B.14, Code 2017, is amended to read as  
23 follows:

24 **507B.14 Transfer of insurance stock.**

25 1. When a controlling interest in two or more corporations,  
26 at least one of which is an insurance company domiciled in  
27 this state, is held by any person, group of persons, firm,  
28 or corporation, no exchange of stock, transfer or sale  
29 of securities, or loan based upon securities of any such  
30 corporation shall take place between such corporations, or  
31 between such person, group of persons, firm or corporation and  
32 such corporations, without first securing the approval of the  
33 insurance commissioner. If, in the opinion of the insurance  
34 commissioner, such sale, transfer, exchange, or loan would be  
35 improper and would work to the detriment of any such insurance

1 company, the commissioner shall have the power to prohibit  
2 the transaction. A person, firm, or corporate officer or  
3 director shall not aid such transaction without approval of the  
4 insurance commissioner. A person, firm, or ~~other~~ corporate  
5 officer or director who willfully violates this ~~provision~~  
6 section is guilty of a class "D" felony. A person, firm,  
7 or corporate officer or director who willfully violates this  
8 ~~provision~~ section, and when such violation results in a loss  
9 of more than ten thousand dollars, is guilty of a class "C"  
10 felony.

11 2. For purposes of this section, ~~controlling interest~~  
12 "controlling interest" means actual control or the possession  
13 directly or indirectly of the power to direct or cause  
14 the direction of the management and policies of a firm,  
15 partnership, corporation, association, or trust, whether  
16 through the ownership of voting securities, by contract, or  
17 otherwise.

18 Sec. 143. Section 507E.3A, Code 2017, is amended to read as  
19 follows:

20 **507E.3A Fraudulent sales practices — penalty penalties.**

21 1. A person commits ~~a class "D" felony~~ the offense of  
22 fraudulent sales practices if the person, with the intent  
23 to defraud another person in connection with any sale,  
24 solicitation, or negotiation of insurance in this state,  
25 willfully does any of the following:

26 a. Employs any deception, device, scheme, or artifice to  
27 defraud.

28 b. Misrepresents, conceals, or suppresses any material fact.

29 c. Engages in any act, practice, or course of business which  
30 operates as a fraud or deceit upon any person.

31 2. A person who violates subsection 1 commits a class "D"  
32 felony.

33 ~~2.~~ 3. Notwithstanding subsection 1 2, a person commits a  
34 class "C" felony if the person violates subsection 1, and such  
35 violation results in a loss of more than ten thousand dollars.



1     Sec. 144. Section 508.37, subsection 7, paragraph f,  
2 unnumbered paragraph 1, Code 2017, is amended to read as  
3 follows:

4     The recalculated nonforfeiture net level premium shall be  
5 equal to the result obtained by dividing the amount described  
6 in subparagraph (1) by the amount described in subparagraph  
7 (2), where subparagraph (1) and subparagraph (2) are as  
8 follows:

9     Sec. 145. Section 509.1, subsection 6, unnumbered paragraph  
10 1, Code 2017, is amended to read as follows:

11     A policy issued to any nonprofit industrial association  
12 ~~{to, which shall be be deemed the policyholder}~~ policy holder,  
13 incorporated for a period of at least ten years and organized  
14 for purposes other than obtaining insurance, subject to the  
15 following requirements:

16     Sec. 146. Section 514.5, Code 2017, is amended to read as  
17 follows:

18     **514.5 Contracts for service.**

19     1. A hospital service corporation organized under chapter  
20 504, Code 1989, or current chapter 504, and governed by this  
21 chapter, may enter into contracts for the rendering of hospital  
22 service to any of its subscribers with hospitals maintained and  
23 operated by the state or any of its political subdivisions,  
24 or by any corporation, association, or individual. Such  
25 hospital service corporation may also contract with an  
26 ambulatory surgical facility to provide surgical services to  
27 the corporation's subscribers. Hospital service is meant  
28 to include bed and board, general nursing care, use of the  
29 operating room, use of the delivery room, ordinary medications  
30 and dressings and other customary routine care. "*Ambulatory*  
31 *surgical facility*" means a facility constructed and operated for  
32 the specific purpose of providing surgery to patients admitted  
33 to and discharged from the facility within the same day.

34     2. A medical service corporation organized under chapter  
35 504, Code 1989, or current chapter 504, and governed by this

1 chapter, may enter into contracts with subscribers to furnish  
2 health care service through physicians and surgeons, dentists,  
3 podiatric physicians, osteopathic physicians, osteopathic  
4 physicians and surgeons, or chiropractors.

5 3. Any pharmaceutical or optometric service corporation  
6 organized under ~~the provisions of said chapter 504, Code 1989,~~  
7 or current chapter 504, and governed by this chapter, may  
8 enter into contracts for the rendering of pharmaceutical or  
9 optometric service to any of its subscribers. Membership in  
10 any pharmaceutical service corporation shall be open to all  
11 pharmacies licensed under [chapter 155A](#).

12 4. A hospital service corporation or medical service  
13 corporation organized under chapter 504, Code 1989, or current  
14 chapter 504, and governed by [this chapter](#), may enter into  
15 contracts with subscribers and providers to furnish health care  
16 services not otherwise allocated by [this section](#).

17 Sec. 147. Section 514.13, Code 2017, is amended to read as  
18 follows:

19 **514.13 Arbitration of disputes.**

20 Any dispute arising between a corporation organized under  
21 chapter 504, Code 1989, or current chapter 504, and governed  
22 by [this chapter](#), and a provider may be submitted to the  
23 commissioner of insurance for a decision. All decisions and  
24 findings of the commissioner of insurance may be judicially  
25 reviewed in accordance with the terms of [chapter 17A](#).

26 Sec. 148. Section 514.14, Code 2017, is amended to read as  
27 follows:

28 **514.14 Dissolution or merger.**

29 Any dissolution, merger, or liquidation of a corporation  
30 organized under ~~the provisions of said chapter 504, Code 1989,~~  
31 or current chapter 504, and governed by [this chapter](#) shall be  
32 under the supervision of the commissioner of insurance who  
33 shall have all powers with respect thereto granted to the  
34 commissioner under the insurance laws of this state.

35 Sec. 149. Section 514.15, Code 2017, is amended to read as

1 follows:

2     **514.15 Nonexempt from taxation.**

3     Every corporation organized under ~~the provisions of chapter~~  
4 504, Code 1989, or current chapter 504, and governed by this  
5 chapter, is hereby declared to be a charitable and benevolent  
6 institution but its property and funds, including subscribers'  
7 contracts, shall not be exempt from taxation. For purposes  
8 of **this section**, the term "*subscriber contract*" shall mean  
9 only those benefit contracts issued or delivered in Iowa by  
10 corporations subject to **this chapter**, including certificates  
11 issued under such contracts, and which provide coverage to  
12 residents of Iowa on a risk basis.

13     Sec. 150. Section 514.18, Code 2017, is amended to read as  
14 follows:

15     **514.18 Podiatric physicians.**

16     Medical or surgical services or procedures constituting  
17 the practice of podiatry, also known as chiropody, as ~~defined~~  
18 ~~by provided in~~ **chapter 149**, and covered by the terms of any  
19 individual, group, blanket, or franchise policy providing  
20 accident or health benefits hereafter delivered or hereafter  
21 issued for delivery in Iowa and covering an Iowa risk may  
22 be performed by any practitioner, selected by the insured,  
23 licensed under **chapter 149** to perform such medical or surgical  
24 services or procedures. Any provision of such policy or  
25 exclusion or limitation denying an insured the free choice of  
26 such licensed podiatric physician, also known as chiropodist,  
27 shall to the extent of the denial, be void, but such avoidance  
28 shall not affect the validity of the other provisions of the  
29 policy.

30     Sec. 151. Section 514.23, subsection 1, unnumbered  
31 paragraph 1, Code 2017, is amended to read as follows:

32     A corporation organized under chapter 504, Code 1989,  
33 or current chapter 504, and governed by **this chapter**, may  
34 become a mutual insurer under a plan which is approved by  
35 the commissioner of insurance. The plan shall state whether

1 the insurer will be organized as a for-profit corporation  
 2 pursuant to [chapter 490](#) or [491](#) or a nonprofit corporation  
 3 pursuant to [chapter 504](#). Upon consummation of the plan,  
 4 the corporation shall fully comply with the requirements of  
 5 the law that apply to a mutual insurance company. If the  
 6 insurer is to be organized under [chapter 504](#), then at least  
 7 seventy-five percent of the initial board of directors of the  
 8 mutual insurer so formed shall be policyholders who are also  
 9 nonproviders of health care. All directors comprising this  
 10 initial board of directors shall be selected by an independent  
 11 committee appointed by the state commissioner of insurance.  
 12 This independent committee shall consist of seven to eleven  
 13 persons who are current policyholders, who are nonproviders  
 14 of health care, and who are not directors of a corporation  
 15 subject to [this chapter](#). For purposes of [this subsection](#), a  
 16 *"nonprovider of health care"* is an individual who is not any of  
 17 the following:

18     Sec. 152. Section 514.23, subsection 2, Code 2017, is  
 19 amended to read as follows:

20     2. A corporation organized under chapter 504, Code 1989,  
 21 or current chapter 504, and governed by [this chapter](#), which  
 22 becomes a mutual insurer under [this section](#) shall continue as  
 23 a mutual insurer to be governed by the provisions of section  
 24 514.7 and shall also be governed by section 509.3, subsection  
 25 1, paragraph "f".

26     Sec. 153. Section 519A.4, subsection 1, paragraphs a and b,  
 27 Code 2017, are amended to read as follows:

28     a. The association shall submit a plan of operation to  
 29 the commissioner, together with any amendments necessary  
 30 or suitable to assure the fair, reasonable, and equitable  
 31 administration of the association consistent with sections  
 32 519A.2, [519A.3](#), [this section](#), and sections 519A.5 through  
 33 519A.13. The plan of operation and any amendments thereto  
 34 shall become effective only after promulgation of the plan or  
 35 amendment by the commissioner as a rule pursuant to ~~section~~

1 ~~17A.4: Provided~~ section 17A.4, provided that the initial plan  
2 may in the discretion of the commissioner become effective  
3 immediately upon filing with the secretary of state pursuant to  
4 section 17A.5, subsection 2, paragraph "b", subparagraph (1),  
5 subparagraph division (a).

6     **b.** If the association fails to submit a suitable plan of  
7 operation within twenty-five days following ~~the effective date~~  
8 ~~of this chapter~~ July 1, 1975, or if at any time thereafter the  
9 association fails to submit suitable amendments to the plan,  
10 the commissioner shall adopt rules necessary to effectuate  
11 sections 519A.2, 519A.3, this section, and sections 519A.5  
12 through 519A.13. Such rules shall continue in force until  
13 modified by the commissioner or superseded by a plan submitted  
14 by the association and approved by the commissioner.

15     Sec. 154. Section 519A.6, subsection 1, Code 2017, is  
16 amended to read as follows:

17     1. There is created a stabilization reserve fund. The fund  
18 shall be administered by three directors, one of whom shall  
19 be the commissioner. The remaining two directors shall be  
20 appointed by the ~~commissioner: One commissioner, one of whom~~  
21 shall be a representative of the association and the other a  
22 representative of its policyholders.

23     Sec. 155. Section 535.13, Code 2017, is amended to read as  
24 follows:

25     **535.13 Definition Definitions.**

26     As used in this chapter, unless the context otherwise  
27 requires, ~~"agricultural purpose" means a purpose related to the~~  
28 ~~production, harvest, exhibition, marketing, transportation,~~  
29 ~~processing or manufacture of agricultural products by a person~~  
30 ~~who cultivates, plants, propagates or nurtures the agricultural~~  
31 ~~products.:~~

32     1. "Agricultural products" includes agricultural,  
33 horticultural, viticultural, and dairy products, livestock,  
34 wildlife, poultry, bees, forest products, fish and shellfish,  
35 and any products thereof, including processed and manufactured

1 products, and any and all products raised or produced on farms  
2 and any processed or manufactured products thereof.

3     2. "Agricultural purpose" means a purpose related to the  
4 production, harvest, exhibition, marketing, transportation,  
5 processing, or manufacture of agricultural products by a  
6 person who cultivates, plants, propagates, or nurtures the  
7 agricultural products.

8     Sec. 156. Section 543E.20, subsection 2, paragraph g,  
9 subparagraph (6), Code 2017, is amended to read as follows:  
10     (6) Establishing and complying with processes and controls  
11 reasonably designed to ensure appraisal management companies  
12 conduct appraisal management services in accordance with the  
13 requirements of section 129E(a)-(i) of the federal Truth in  
14 Lending Act, 15 U.S.C. §1639e~~(1)~~(a)-(i), and regulations  
15 thereunder including but not limited to the requirement that  
16 appraisers who complete an appraisal in connection with a  
17 consumer credit transaction secured by the principal dwelling  
18 of the consumer be compensated with a customary and reasonable  
19 fee.

20     Sec. 157. Section 587.12, subsection 1, Code 2017, is  
21 amended to read as follows:

22     1. In all actions or in proceedings in probate where an  
23 order, judgment or decree has been entered prior to July 1,  
24 1970, based upon service of notice by publication as provided  
25 by rule 60 of the Iowa rules of civil procedure, Iowa court  
26 rules, third edition, or any statute authorizing publication  
27 of notice or upon service of notice by publication or posting  
28 pursuant to authorization or direction of any court of  
29 competent jurisdiction in the state of Iowa, all such orders,  
30 judgments, or decrees are hereby declared valid and of full  
31 force and effect, unless an action shall be commenced within  
32 the time provided in subsection 2 hereof to question such  
33 order, judgment, or decree, or any right or status created,  
34 confirmed, or existing thereunder.

35     Sec. 158. Section 600.5, subsection 13, Code 2017, is

1 amended to read as follows:

2 13. Whether or not a guardian ad litem should be appointed  
3 for a minor child to be adopted, and if not, the reasons  
4 ~~therefor~~ for that determination.

5 Sec. 159. Section 602.9111, subsection 1, Code 2017, is  
6 amended to read as follows:

7 1. So much of the judicial retirement fund as may not be  
8 necessary to be kept on hand for the making of disbursements  
9 under this article shall be invested by the treasurer of  
10 state in any investments authorized for the Iowa public  
11 employees' retirement system in section 97B.7A and subject  
12 to the requirements of chapters 12F, and 12H, and 12J, and  
13 the earnings therefrom shall be credited to the fund. The  
14 treasurer of state may execute contracts and agreements with  
15 investment advisors, consultants, and investment management and  
16 benefit consultant firms in the administration of the judicial  
17 retirement fund.

18 Sec. 160. Section 622.28, subsections 1 and 2, Code 2017,  
19 are amended to read as follows:

20 1. Any writing or record, whether in the form of an entry  
21 in a book, or otherwise, including electronic means and  
22 interpretations thereof, offered as memoranda or records of  
23 acts, conditions, or events to prove the facts stated therein,  
24 shall be admissible as evidence if the judge finds that they  
25 were made in the regular course of a business at or about the  
26 time of the act, condition, or event recorded, ~~and;~~ and that the  
27 sources of information from which made and the method and  
28 circumstances of their preparation were such as to indicate  
29 their trustworthiness; ~~and if the judge finds that they are~~  
30 not excludable as evidence because of any rule of admissibility  
31 of evidence other than the hearsay rule.

32 2. Evidence of the absence of a memorandum or record from  
33 the memoranda or records of a business of an asserted act,  
34 event, or condition, shall be admissible as evidence to prove  
35 the nonoccurrence of the act or event, or the nonexistence of

1 the condition, if the judge finds that it was in the regular  
2 course of that business to make ~~such~~ memoranda or records of  
3 all such acts, events, or conditions at the time thereof or  
4 within a reasonable time thereafter, and to preserve ~~them~~ the  
5 memoranda or records.

6 Sec. 161. Section 633.230, subsection 1, Code 2017, is  
7 amended to read as follows:

8 1. In intestate matters, the administrator, as soon as  
9 letters are issued, shall cause to be published once each  
10 week for two consecutive weeks in a daily or weekly newspaper  
11 of general circulation published in the county in which the  
12 estate is pending, and at any time during the pendency of  
13 administration that the administrator has knowledge of the name  
14 and address of a person believed to own or possess a claim  
15 which will not or may not be paid or otherwise satisfied during  
16 administration, provide by ordinary mail to each such claimant  
17 at the claimant's last known address, a notice of appointment  
18 which shall be in substantially the following form:

19 In the District Court of Iowa  
20 in and for ..... County.

21 In the Estate of Probate No. ....  
22 ....., Deceased

23 NOTICE OF APPOINTMENT OF  
24 ADMINISTRATOR AND  
25 NOTICE TO CREDITORS

26 To All Persons Interested in the Estate of ....., Deceased,  
27 who died on or about ..... (date):

28 You are hereby notified that on the .. day of ... (month),  
29 ... (year), the undersigned was appointed administrator of the  
30 estate.

31 Notice is hereby given that all persons indebted to  
32 the estate are requested to make immediate payment to the  
33 undersigned, and creditors having claims against the estate  
34 shall file them with the clerk of the above-named district  
35 court, as provided by law, duly authenticated, for allowance,



1 and, unless so filed by the later to occur of four months from  
2 the date of second publication of this notice or one month  
3 from the date of the mailing of this notice (unless otherwise  
4 allowed or paid), a claim is thereafter forever barred.

5 Dated this .. day of ... (month), ... (year)

6 .....  
7 Administrator of the estate  
8 .....  
9 Address

10 .....  
11 Attorney for the administrator  
12 .....  
13 Address

14 Date of second publication  
15 .. day of ... (month), ... (year)  
16 (Date to be inserted by publisher)

17 Sec. 162. Section 665.3, unnumbered paragraph 1, Code 2017,  
18 is amended to read as follows:

19 In addition to the ~~above~~ acts or omissions in section 665.2,  
20 any court of record may punish the following acts or omissions  
21 as contempts:

22 Sec. 163. Section 670.9, Code 2017, is amended to read as  
23 follows:

24 **670.9 Compromise and settlement.**

25 The governing body of any municipality may compromise,  
26 adjust, and settle tort claims against the municipality, and  
27 its officers, employees, and agents, for damages under section  
28 670.2 or **670.8** and may appropriate money for the payment of  
29 amounts agreed upon.

30 Sec. 164. REPEAL. Sections 256.29, 266.39F, 488.1207, and  
31 524.529, Code 2017, are repealed.

32 DIVISION II

33 AMENDMENTS TO 2014 IOWA ACTS, CH. 1080

34 Sec. 165. 2014 Iowa Acts, chapter 1080, section 118, is  
35 amended by striking the section and inserting in lieu thereof

1 the following:

2 SEC. 118. Section 422.11M, Code 2017, is amended by striking  
3 the section and inserting in lieu thereof the following:

4 **422.11M Agricultural assets transfer tax credit.**

5 The taxes imposed under this division, less the credits  
6 allowed under section 422.12, shall be reduced by an  
7 agricultural assets transfer tax credit as allowed under  
8 section 16.80.

9 Sec. 166. 2014 Iowa Acts, chapter 1080, section 119, is  
10 amended by striking the section and inserting in lieu thereof  
11 the following:

12 SEC. 119. Section 422.33, subsection 21, Code 2017, is  
13 amended by striking the subsection and inserting in lieu  
14 thereof the following:

15 21. The taxes imposed under this division shall be reduced  
16 by an agricultural assets transfer tax credit as allowed under  
17 section 16.80.

18 DIVISION III

19 CORRESPONDING CHANGES

20 Sec. 167. Section 524.528, subsection 1, Code 2017, is  
21 amended to read as follows:

22 1. ~~Unless otherwise provided in [section 524.529](#), the~~ The  
23 shareholders of a state bank do not have a preemptive right to  
24 acquire the state bank's unissued shares except to the extent  
25 provided in the articles of incorporation.

26 DIVISION IV

27 CODE EDITOR DIRECTIVE

28 Sec. 168. CODE EDITOR DIRECTIVE.

29 1. The Code editor is directed to transfer section 421.46  
30 to section 8A.460.

31 2. The Code editor shall correct internal references in the  
32 Code and in any enacted legislation as necessary due to the  
33 enactment of this section.

34 DIVISION V

35 EFFECTIVE DATES



1 herein" with "As used in this chapter, the" to clarify the  
2 applicability of a definition of the term "transient merchant"  
3 in this provision describing the applicability of this chapter  
4 regulating transient merchants.

5 Section 9C.2: Removes "as herein defined" to correspond  
6 with changes made in the bill to Code section 9C.1, updates  
7 verbiage, and clarifies the meaning of "herein" by replacing  
8 the word with the phrase "in this chapter" in this provision  
9 requiring transient merchants to be licensees and comply with  
10 Code chapter 9C in order to conduct business.

11 Section 9C.3: Removes "as defined herein" to correspond  
12 with changes made in the bill to Code section 9C.1, and breaks  
13 a long sentence into two sentences in this provision regarding  
14 the information that must be supplied in an application for  
15 licensing as a transient merchant.

16 Section 9C.4: Updates language, divides a long sentence  
17 into several sentences, numbers unnumbered paragraphs, and  
18 clarifies the meaning of an internal reference to "the above  
19 provisions" in this provision regarding the posting of a bond  
20 by an applicant for a license as a transient merchant.

21 Section 9E.3: In subsection 1, paragraph "b", unnumbered  
22 paragraph 1, strikes the words "any of" to conform to the use  
23 of the alternative "either" in subparagraph (1) and the sense  
24 of the balance of this provision regarding the contents of a  
25 statement by an applicant for protection under the address  
26 confidentiality program. In subsection 3, the words "the" and  
27 "of" are added to conform language relating to certification  
28 of an applicant as a program participant to earlier language  
29 in this Code section which indicates that the applicant is  
30 the person who files the application for protection under the  
31 address confidentiality program with the secretary of state.

32 Sections 12.8, 97A.7, 97B.4, 262.14, 411.7, and 602.9111:  
33 Inserts a reference to Code chapter 12J after references to  
34 Code chapters 12F and 12H in these provisions relating to  
35 investments of public funds to reflect the fact that the

1 provisions which prohibit or restrict the investment of public  
2 funds in companies that boycott Israel and are contained in  
3 Code chapter 12J are nearly identical to provisions which  
4 prohibit or restrict the investment of public funds companies  
5 that support the governments of Sudan or Iran and are contained  
6 in Code chapters 12F and 12H.

7     Section 12.71: Adds the word and figure "Code 2016" after a  
8 citation to Code section 15F.102 to reflect the amendments made  
9 by 2016 Iowa Acts, ch. 1115, which replaced the former vision  
10 Iowa board with the enhance Iowa board and began a process for  
11 the phasing out of bonds issued for purposes of the vision Iowa  
12 fund.

13     Section 12B.10: Strikes obsolete language originally  
14 enacted in 1992 Iowa Acts, ch. 1156, to allow certain joint  
15 investment trusts time to comply with the requirements of this  
16 provision establishing rating and registration requirements for  
17 joint investment trusts in which political subdivisions may  
18 invest public funds.

19     Section 12B.12: Replaces a reference to "such" settlement  
20 with a reference to a settlement described under Code section  
21 12B.11 to provide a more specific reference describing which  
22 settlements are meant in this provision regarding the duties  
23 of officers responsible for examining the accounts of entities  
24 which invest public funds.

25     Section 12B.13: Replaces a reference to "such" settlement  
26 with a reference to a settlement described under Code section  
27 12B.11 in this provision regarding the reporting by the state  
28 treasurer to the department of management or by a county  
29 treasurer to the county auditor of any settlements that are  
30 made.

31     Section 15F.103: Strikes language that includes as a  
32 duty of the enhance Iowa board a requirement that the board  
33 request that the treasurer of state issue bonds on behalf of  
34 the board for purposes of the vision Iowa program to reflect  
35 amendments made by 2016 Iowa Acts, ch. 1115, which eliminated

1 the vision Iowa board, eliminated the process for requests for  
2 bond issuance, and began a process for the phasing out of bonds  
3 previously issued for purposes of the vision Iowa fund.

4 Section 16.28: Changes "to" to "through" to conform a string  
5 citation to current bill drafting style and to clarify that  
6 the last Code section in the citation should be included as  
7 one of the remedies which may be enforced by bondholders and  
8 noteholders of bonds issued by the Iowa finance authority.

9 Section 17A.6A: Adds numeric references to the Code  
10 sections governing the filing of certain petitions to language  
11 describing those petitions and conforms the language describing  
12 a type of petition that can be filed in a rulemaking proceeding  
13 to the language of the Code section governing the filing of  
14 that type of petition.

15 Section 22.1: Adds the words "As used in this chapter" at  
16 the beginning of the Code section, strikes the words "The term"  
17 in subsections 1 and 2, and strikes the words "As used in this  
18 chapter" from subsection 3, to clarify the applicability of  
19 these general definitions of terms within the public records  
20 Code chapter and to conform the style of the provision to other  
21 general definitions provisions elsewhere in the Code.

22 Section 28F.5: Numbers unnumbered paragraphs and conforms  
23 language by deleting the word "such" to reflect the style  
24 used elsewhere in the Code chapter in this provision relating  
25 to sources of payment for, rates and charges established for  
26 payment of, and pledges of revenue for payment of the costs of  
27 joint public works and facilities projects.

28 Section 28F.10: Divides a run-on sentence into two  
29 sentences and updates language by deleting the words "such" and  
30 "said" in this provision relating to the issuance of refunding  
31 bonds to provide funds for the payment of bonds issued, and  
32 expenses incident to the calling, retiring, or paying of  
33 outstanding bonds to be refunded, for the joint financing of  
34 public works and facilities projects.

35 Section 29C.24: Conforms several instances of a term used

1 to describe work covered under this provision, which provides  
2 for a reduced level of governmental regulation of that work  
3 when performed within the state of Iowa, to the defined term  
4 "disaster or emergency-related work".

5 Section 35C.2: Replaces the word "hereinbefore" with  
6 a specific reference to Code section 35C.2 to clarify the  
7 meaning of language providing that persons who are entitled  
8 to preference due to their status as a veteran are not to be  
9 disqualified for certain positions.

10 Section 35C.6: Replaces the word "herein" with the words  
11 "in this chapter" to clarify the meaning of the reference in  
12 this provision relating to the procedures required before a  
13 person entitled to certain preferences due to their status as a  
14 veteran may be removed from employment in a public position.

15 Section 43.2: Adds the words "As used in this chapter,  
16 unless the context otherwise requires" at the beginning,  
17 deletes the same language from a later paragraph, moves  
18 language in order to alphabetize defined terms, and corrects  
19 an internal reference in this general definitions section in  
20 the Code chapter regarding partisan nominations and primary  
21 elections.

22 Section 48A.7A: Replaces the word "validity" that precedes  
23 the words "expiration date" with the word "valid" to clarify  
24 the meaning of language describing the requirements for the  
25 types of identification that may be used to establish identity  
26 and residence for purposes of voting in an election.

27 Section 80.45: Rewrites language of one of the provisions  
28 describing the duties of the office to combat human trafficking  
29 to eliminate awkward usage regarding anti-human trafficking  
30 activity.

31 Sections 92.3 and 92.23: Conforms terminology used to  
32 describe a class of labor to the terminology used elsewhere  
33 in this Code chapter to describe the same class of labor in  
34 this Code chapter that regulates the employment of children in  
35 certain occupations.

1     Section 92.9: Adds the word "state" to correct a reference  
2 by name to the board which governs career and technical  
3 education in this provision excepting work performed in certain  
4 courses of education from regulation under the child labor Code  
5 chapter.

6     Section 96.29: Strikes obsolete language from this  
7 provision excluding certain claims for extended unemployment  
8 benefits from provisions applying special qualifications to  
9 those claims.

10    Section 101.26: In subsection 1, modifies language to  
11 read "rule adopted or order issued" to conform this provision  
12 regarding the applicability of civil penalties to persons  
13 violating requirements of the state fire marshal regarding  
14 storage of combustible and flammable liquids and liquefied  
15 gases to similar language used in subsections 2, 3, and 4 of  
16 this same Code section.

17    Section 123.30: Adds the words "liquor control" after  
18 references to certain license types in these two provisions  
19 relating to issuance of those types of liquor control licenses  
20 to conform the language used to describe the license types  
21 elsewhere in this provision.

22    Section 123.141: Corrects the punctuation in a series, adds  
23 a missing verb, and replaces language describing certain drug  
24 stores with the defined term "pharmacy" which includes the same  
25 language in this provision excluding the keeping of alcohol in  
26 stock for medicinal and compounding purposes from prohibitions  
27 against the keeping of liquor in a place of business in which  
28 beer is sold.

29    Section 139A.8: Strikes the word "is" to conform a second  
30 modifying clause to the form of the first modifying clause in  
31 this provision establishing the standards to be used to gauge  
32 the adequacy of evidence of immunization that must be shown  
33 before a person may be enrolled in school in the seventh or  
34 twelfth grade in this state.

35    Section 144.18: Numbers unnumbered paragraphs and changes



1 "to" to "through" within a string citation to improve citation  
2 to this provision relating to court hearings pertaining  
3 to registrations of delayed certificates of birth and the  
4 requirements for issuance of copies of the court order  
5 regarding the record of birth.

6 Section 153.33: Revises punctuation and changes "provided  
7 that" to "if" to connect the final clause of this provision  
8 relating to judicial review of actions taken by the board of  
9 dentistry to initial language in the provision that describes  
10 the powers of the court.

11 Section 154B.1: Adds a comma and strikes a colon and  
12 eliminates capitalization of the first letter of the word  
13 "counseling" to update the style of a series in language  
14 describing the principles used in the practice of psychology.

15 Section 155A.6A: Strikes obsolete language enacted in  
16 2010 Iowa Acts, ch. 1193, that provided a process for certain  
17 pharmacy technicians to comply with the certification and  
18 registration requirements imposed by 2007 Iowa Acts, ch. 20.

19 Section 161A.20: Corrects the punctuation and grammar  
20 of a series and changes "as hereinbefore designated" to a  
21 specific internal reference to Code section 161A.19 to clarify  
22 the meaning of the language referring to a governing body in  
23 this provision relating to a special annual tax that may be  
24 imposed in order to organize and make improvements within the  
25 boundaries of soil conservation districts. In subsection 4,  
26 the word "district" is also changed to "subdistrict" to conform  
27 to other language within this same Code section.

28 Section 168.8: Strikes references to certain entities  
29 because those entities are currently already included within  
30 the defined term "person" which is part of the language  
31 providing that violations of the Code chapter regulating the  
32 business of hatching or producing baby chicks are a simple  
33 misdemeanor.

34 Section 177A.12: Updates the name and citation to the  
35 federal Act which governs the work performed by the state

1 entomologist.

2     Section 179.13: Numbers unnumbered paragraphs and corrects  
3 the name and citation to the federal Act relating to the  
4 production of dairy products in this provision governing  
5 referenda regarding the imposition of an excise tax to fund  
6 milk marketing efforts by the Iowa dairy industry commission.

7     Section 181.3: Adds the words "appoint a person to" and  
8 "the vacancy", and strikes the word "it", to clarify language  
9 relating to the filling of vacancies in the membership of the  
10 executive committee of the beef cattle producers association.

11     Section 198.7: Corrects the name of and adds a citation  
12 to the federal Act relating to food, drugs, and cosmetics in  
13 this provision relating to when commercial feed is deemed to  
14 be adulterated.

15     Section 218.48: Breaks a list of headings that appear after  
16 a colon into a numbered list to improve citation to and remove  
17 ambiguities in this provision articulating the headings under  
18 which inventories of stock and supplies are to be listed in the  
19 annual reports of institutions governed by the department of  
20 human services.

21     Section 232.114: Adds the words "and the attorney general"  
22 in subsection 4 of this section to conform to language in  
23 subsection 3 that indicates that the attorney general may  
24 also represent the interests of the state in termination of  
25 parent-child relationship proceedings and to conform this  
26 language to the correction made in similar language in Code  
27 section 232.90 by 2014 Iowa Acts, ch. 1092, §51.

28     Sections 232.188 and 237A.25: Corrects the name of the state  
29 entity responsible for receiving certain child welfare and  
30 juvenile justice reports and to be consulted in the development  
31 of consumer information on child care providers to conform to  
32 changes made by 2010 Iowa Acts, ch. 1031.

33     Section 234.6: Changes the word "promulgation" to  
34 "adoption" to conform language relating to the adoption of  
35 rules regarding the administration of food programs authorized

1 by federal law to the language used in Code chapter 17A to  
2 describe the rulemaking process.

3 Section 256.11: Conforms language used to describe career  
4 and technical education programming to revisions to similar  
5 terminology which were made by 2016 Iowa Acts, ch. 1108.

6 Section 256.29: Repeals this obsolete provision  
7 establishing the council on educator development, which has  
8 completed its work and has submitted the final report required  
9 by this Code section on November 15, 2016.

10 Section 256.39: Strikes obsolete language regarding a  
11 1998 report by the department of education on career pathways  
12 programs.

13 Section 256.42: Restructures language in order to separate  
14 from each other two different methods of providing specified  
15 units of instruction otherwise required to be provided in a  
16 regular classroom setting through online learning platforms  
17 under a waiver granted by the department of education.

18 Section 256H.1: Corrects two incorrect citations to a  
19 federal Act that defines the term "active duty" and which  
20 is referenced within this Code section which contains the  
21 interstate compact on educational opportunity for military  
22 children.

23 Section 256I.4: Changes the word "system" to "process" in  
24 this provision relating to the duties of the early childhood  
25 Iowa state board to reflect the elimination of the excellence  
26 rating system by 2016 Iowa Acts, ch. 1113.

27 Section 256I.9: Strikes the words "and parent education  
28 programs" to reflect the addition of "parent education" by  
29 2016 Iowa Acts, ch. 1113, to what is comprised within the  
30 term "family support services" in this provision relating to  
31 programs that may be supported by school ready children grants.

32 Sections 258.2, 258.3A, 258.4, 258.6, 258.9, and 258.15:  
33 Adds the word "state", revises a definition, and conforms  
34 language to a defined term to correct references by name to the  
35 board which governs career and technical education. In Code

1 section 258.4, a numeric reference to the Code section pursuant  
2 to which standards for career and technical education are  
3 adopted is also added after language referencing the adoption  
4 of those same standards to permit hypertext linking with that  
5 Code section.

6 Section 258.12: Adds a United States Code citation after  
7 a reference by name to the federal Carl D. Perkins Career and  
8 Technical Education Improvement Act of 2006 to permit a reader  
9 to locate the contents of that Act in this provision that  
10 designates the treasurer of state as the custodian of funds  
11 received under the auspices of that federal Act.

12 Section 258.14: Adds the word "state" to correct a reference  
13 by name to the board which governs career and technical  
14 education and changes "regional advisory boards" to "local  
15 workforce development boards" to conform to changes made  
16 in Code section 84A.4 by 2016 Iowa Acts, ch. 1118, §7, in  
17 this Code section relating to regional career and technical  
18 education planning partnerships.

19 Section 260C.5: Corrects a reference by name to the federal  
20 Carl D. Perkins Career and Technical Education Improvement  
21 Act of 2006 in this provision establishing the duties of the  
22 director of the department of education regarding community  
23 colleges.

24 Section 260C.47: Conforms language to adapt to the change  
25 in the name of the accreditation entity that was made by 2014  
26 Iowa Acts, ch. 1013, §13, in this provision relating to the  
27 accreditation process for community colleges.

28 Section 261E.6: Removes the word "However" from language  
29 that articulates a ground for ineligibility of a course for  
30 consideration under the postsecondary enrollment options  
31 program which succeeds another ground for considering a course  
32 as ineligible under the same program.

33 Section 266.39F: Repeals this provision relating to  
34 the sale of the dairy breeding research farm at Iowa state  
35 university of science and technology. The farm has been sold

1 and the final report required by this Code section that relates  
2 to the sale and use of the proceeds was submitted to the  
3 general assembly on December 14, 2010.

4 Section 279.19B: Strikes the words "of employment" and  
5 adds the words "in which a qualified individual who possesses  
6 a transitional coaching authorization is employed" to clarify  
7 the applicability of language regarding employment of certain  
8 individuals as transitional coaches. Code section 279.19B  
9 applies generally to the employment of persons with various  
10 qualifications as head or assistant coaches for interscholastic  
11 activities.

12 Section 282.7: Corrects a reference by name to the state  
13 board which governs career and technical education, conforms  
14 language relating to adoption of standards to language within  
15 Code section 258.3A, and changes a reference to the state  
16 board to a reference to the department of education to conform  
17 the language of this Code section pertaining to approval of  
18 career and technical education programs to language within  
19 Code chapter 258 outlining the duties of the director of the  
20 department of education with respect to career and technical  
21 education and defining the term "director" to mean the director  
22 of the department of education.

23 Section 294.14: Changes a reference to a definition of  
24 beneficiary in Code section 294.12 to a simple reference to the  
25 provisions of that Code section and deletes another reference  
26 to that definition. Code section 294.12 describes the payment  
27 of funds by school districts to beneficiaries under certain  
28 terminated pension systems, but does not include a definition  
29 of the term beneficiary.

30 Section 303.66: Divides a run-on sentence into three  
31 sentences in this provision relating to property taxes levied  
32 in land use districts.

33 Section 313.2: Divides a long sentence into two, updates  
34 language, and inserts the words "the board of supervisors  
35 and the department" to provide the correct subjects for

1 the resultant second sentence in this provision regarding  
2 jurisdiction over and management of roads and streets that are  
3 part of the primary road system.

4 Section 313.5: Changes a reference to the first paragraph of  
5 Code section 8.39 to a reference to subsection 1 of that same  
6 Code section in this provision regarding the appropriation of  
7 funds for the support of the state department of transportation  
8 and the primary road system. The unnumbered paragraphs in Code  
9 section 8.39 were numbered in 1986 Iowa Acts, ch. 1245, §2022.  
10 What was unnumbered paragraph 1, is now subsection 1.

11 Section 313.12: Replaces the word "herein" with "in this  
12 section" to clarify the meaning of the type of work that the  
13 state department of transportation is authorized to perform.

14 Section 314.21: Adds the word "road" between the words  
15 "primary" and "system" to conform this reference to the primary  
16 road system in this provision relating to payment for primary  
17 road construction projects to other references to the primary  
18 road system elsewhere in the Code.

19 Section 317.25: Clarifies that violation of the prohibition  
20 against importation, sale, offers for sale, or distribution of  
21 certain invasive plants is a public offense.

22 Section 321.34: Adds the word "autocycle" to a series  
23 of vehicle types for which an owner may request a special  
24 registration plate that contains a space reserved for placement  
25 of an organizational decal to conform to similar changes made  
26 within this Code section by 2016 Iowa Acts, ch. 1098.

27 Section 321.40: Replaces, in two places, the word  
28 "requesting" with the word "initiating" and changes the word  
29 "from" to "with" to clarify the meaning of language describing  
30 the process for contesting the refusal by the state department  
31 of transportation to renew an applicant's motor vehicle  
32 registration based upon a delinquent account, charge, fee,  
33 loan, taxes, other indebtedness, or civil penalty which is owed  
34 to or being collected by the state.

35 Section 321.189: Adds the words "of veteran affairs" after

1 a reference to "commission" to clarify the meaning of this  
2 instance of the use of the term "commission" in this provision  
3 relating to requests by veterans for issuance of a license  
4 that is marked to reflect the licensee's status. The term  
5 "commission" is defined under Code section 321.1 to mean the  
6 "transportation commission".

7 Section 321.285: Conforms language describing the  
8 excessive speed offenses by school bus drivers within this  
9 Code provision to Code section 805.8A, subsection 10, so that  
10 requirements contained in the language in each provision  
11 mirror the requirements of the other. The language of Code  
12 section 805.8A, subsection 10, specifies that excessive speed  
13 violations by a school bus driver of more than 10 miles per  
14 hour over the limit is not a scheduled violation, but that  
15 excessive speed violations of 10 miles or less are subject to  
16 a scheduled fine.

17 Section 321.463: Adds the word "road" between the words  
18 "primary" and "system" to conform this reference to the primary  
19 road system in this provision relating to the maximum gross  
20 weight that may be carried on a vehicle or combination of  
21 vehicles on highways to other references to the primary road  
22 system elsewhere in the Code.

23 Sections 321G.13 and 321I.14: Conforms language relating to  
24 operating or riding snowmobiles or all-terrain vehicles with  
25 a loaded firearm to other similar language within these Code  
26 sections.

27 Section 325A.1: Moves a qualifying phrase to the end of  
28 the sentence to improve the readability of this definition of  
29 the term "private carrier" in this general definitions Code  
30 section for the Code chapter regulating the operations of motor  
31 carriers.

32 Section 331.655: Adds the word "for", a comma, and the word  
33 "that" to clarify language regarding service of notice and  
34 return of notice and the fees associated with service of notice  
35 and returns by peace officers.

1     Section 331.910: Changes the word "section" to "subsection"  
2 to conform to similar changes made in this Code section  
3 relating to contracts with other states for the care of persons  
4 with mental illness by 2016 Iowa Acts, ch. 1073.

5     Sections 364.2, 372.13, 376.2, and 388.2: Changes  
6 references to a "valid petition as defined in section 362.4" to  
7 "petition meeting the requirements of section 362.4" in these  
8 provisions relating to certain petitions for elections. Code  
9 section 362.4 does establish requirements that must be met  
10 in order for a petition to be valid, but does not contain a  
11 definition of the term "valid petition".

12     Sections 384.31, 384.44, 384.66, and 384.76: Changes the  
13 word "part" to "division" to correspond to similar editorial  
14 changes made when these provisions that were enacted in 1972  
15 Iowa Acts, ch. 1088, were codified. In the original enactment,  
16 the word "part" referred to the part of the 1972 Iowa Act and  
17 those parts were codified as divisions within this Code chapter  
18 in the 1975 Iowa Code.

19     Section 403A.10: Replaces parentheses with commas to  
20 reflect current bill drafting style and adds the words "to the  
21 municipality" to clarify the meaning of the resulting clause in  
22 this provision relating to exemption of certain public property  
23 from taxation and payments made by municipalities in lieu of  
24 taxes or special assessments.

25     Section 403A.12: Numbers unnumbered paragraphs, strikes  
26 language from within parentheses, and replaces the stricken  
27 language with language establishing the same requirements  
28 in this provision relating to the issuance of bonds by  
29 municipalities.

30     Section 403A.18: Divides and rewrites a long sentence to  
31 eliminate archaic sentence construction and punctuation and to  
32 improve the readability of this provision relating to transfer  
33 of possession of or title to certain housing projects from a  
34 municipality to the federal government.

35     Section 422.15: Strikes parentheses to conform to current



1 drafting style in this provision requiring persons and  
2 corporations to make information returns in the form and manner  
3 required by the director of revenue.

4 Section 427B.1: Restructures language pertaining to the  
5 provision of partial exemptions from property taxation of  
6 actual value added to certain property by moving the defined  
7 terms contained within the Code section into a definitions  
8 subsection and numbering the resultant remaining unnumbered  
9 paragraphs as subsections.

10 Section 441.48: Divides a long sentence into four sentences  
11 to improve the readability of this provision pertaining to the  
12 process for adjustments in valuation of classes of property by  
13 the department of revenue.

14 Section 455B.183: Changes "to" to "through" to conform  
15 a string citation to current bill drafting style and clarify  
16 the applicability of the last Code section in the string  
17 and conforms the capitalization of a reference to a set of  
18 standards to the style used for capitalization of similar  
19 types of documents and standards elsewhere in the Code in  
20 this provision relating to the standards to be used for sewer  
21 extensions and water supply distribution system extensions.

22 Section 455B.302: Supplies a missing verb to improve the  
23 readability of this provision relating to agreements for the  
24 implementation and administration of waste management programs,  
25 collection of solid waste, and establishment and operation of  
26 sanitary disposal projects.

27 Section 456A.33B: Adds the word "action" before the word  
28 "plan" to conform this reference to the term to describe joint  
29 action plans for lake restoration to other uses of the term  
30 elsewhere in this Code section.

31 Section 461A.32: Numbers unnumbered paragraphs, converts  
32 two series of alternate items that are connected with the word  
33 "or" into series that utilize commas, adds a terminal comma  
34 to an existing series, and updates language by replacing the  
35 word "thereof" with "of the city or county" to improve the

1 readability of this provision relating to the sale, exchange,  
2 or conveyance of certain public or park lands by the natural  
3 resources commission and the executive council.

4 Section 461A.68: Replaces "it" with the words "the  
5 commission" and "hereby" with "in this subchapter" and divides  
6 a long sentence into two sentences to update, clarify, and  
7 improve the readability of this provision relating to the  
8 granting of permits for water recreational areas.

9 Section 461A.74: Replaces the word "hereby" with "under  
10 this subchapter, updates language, and supplies the words "on  
11 the extension petition" to clarify the meaning and improve the  
12 readability of this provision relating to extensions of permits  
13 for water recreational areas.

14 Section 468.13: Replaces the word "hereinafter" with the  
15 words "in this subchapter" to clarify the meaning of language  
16 referring to a process for appealing actions of a county board  
17 of supervisors establishing a levee or drainage district.

18 Section 468.40: Numbers unnumbered paragraphs, rewrites  
19 language to replace the word "appraisers" with "commissioners"  
20 and the word "they" with "the commissioners", strikes the word  
21 "or" and adds a comma within a series, and replaces the word  
22 "same" with "lands" to conform language within this section  
23 to the defined term "commissioners" and to language in Code  
24 section 468.39 referring to the same report, and to clarify  
25 the meaning, update the style, and improve the readability of  
26 this provision relating to ascertainment of benefits realized  
27 to lands as a result of the construction of an improvement by  
28 a levee or drainage district.

29 Section 468.69: Adds the word "improvements" after the  
30 word "district" to complete and clarify the meaning of a  
31 clause relating to the purposes for which bonds are issued  
32 for a drainage or levee district in this provision relating  
33 to the acquisition by taxpayers of levee or drainage district  
34 bonds or refunding bonds issued for levee or drainage district  
35 obligations.

1     Section 468.94: Divides and rewrites language to clarify  
2 the meaning of this provision relating to the taxation of  
3 costs of an appeal from the action of a board of supervisors  
4 that fixes the amount of damages or compensation due as the  
5 result of the construction, maintenance, or repair of levee or  
6 drainage district improvements.

7     Section 478.6A: Combines two paragraphs into a single  
8 paragraph in this provision relating to petitions for  
9 franchises to construct a merchant line to incorporate a  
10 qualification regarding petitions for those franchises into  
11 other general language. This provision previously included  
12 multiple qualifications, but the other qualifiers were stricken  
13 by 2016 Iowa Acts, ch. 1129.

14     Section 483A.18: Replaces the word "writing" with "required  
15 information" to eliminate a redundancy and add specificity to  
16 this provision describing the form to be used for hunting,  
17 fishing, and fur harvester licenses.

18     Sections 484B.7 and 484B.13: Adds the word "operator's"  
19 between the words "hunting preserve" and "license" to  
20 distinguish language establishing requirements relating  
21 to hunting preserve operator's licenses from requirements  
22 pertaining to hunting licenses issued for hunting preserves.

23     Section 484B.10: Adds the word "hunting" between the words  
24 "hunting preserve" and "license" to distinguish language  
25 establishing requirements relating to hunting preserve hunting  
26 licenses from requirements pertaining to licenses issued to  
27 operators of hunting preserves.

28     Section 488.1207: Repeals an obsolete effective date  
29 provision within the uniform limited partnership Act Code  
30 chapter.

31     Section 505.27: Divides and reformats a subsection  
32 containing definitions of terms pertaining to medical  
33 malpractice insurance to create an alphabetized list of  
34 definitions and clarify the applicability of those definitions.

35     Section 507B.14: Numbers unnumbered paragraphs, replaces

1 two references to "provision" with "section" to clarify the  
2 internal references, and strikes the word "other" to conform  
3 language in this provision relating to the persons and entities  
4 prohibited from engaging in certain exchanges of stock,  
5 transfers or sales of securities, or loan activities without  
6 first securing the approval of the insurance commissioner.

7 Section 507E.3A: Restructures the criminal offense of  
8 fraudulent sales practices to separate the applicable penalties  
9 from the main elements of the offense, to place the name of the  
10 offense within Code section text, and to clarify that when the  
11 additional element of a loss of more than \$10,000 is proven, a  
12 class "C" not a class "D" penalty applies, although the other  
13 elements of the offense remain the same.

14 Section 508.37: Adds missing Code section subunit names  
15 and supplies additional language before numeric references  
16 to the hierarchical subunits to improve citation to and the  
17 readability of this provision which outlines the method for  
18 ascertaining the recalculated nonforfeiture net level premium  
19 that is to be used in calculating the present value of life  
20 insurance policies.

21 Section 509.1: In subsection 6, eliminates parentheses  
22 and replaces the word "to" with the words "which shall" in  
23 this provision relating to the form that must be followed by  
24 policies of group life, accident, or health insurance. The  
25 changes conform the language of subsection 6 to the style of  
26 similar language in subsection 7 of this same Code section.

27 Sections 514.5, 514.13, 514.14, 514.15, and 514.23:  
28 Clarifies the meaning of the words "said chapter" and conforms  
29 references to corporate organization requirements in these  
30 provisions that relate to nonprofit hospital, medical,  
31 pharmaceutical, and optometric service corporations. Nonprofit  
32 service corporations governed under Code chapter 514 are  
33 required to incorporate either under Code chapter 504 or former  
34 Code chapter 504 under the terms of Code section 514.2.

35 Section 514.18: Changes the words "defined by" to "provided

1 in" in a reference to Code chapter 149 which does describe  
2 and provide for the regulation of, but does not define, the  
3 practice of podiatry.

4 Sections 519A.4 and 519A.6: Updates an archaic drafting  
5 style and substitutes the actual effective date of Code chapter  
6 519A for the words "the effective date of this chapter" in  
7 this provision relating to plans of operation and amendments  
8 to those plans that are to be submitted to the commissioner of  
9 insurance by a temporary joint underwriting association created  
10 for the purpose of creating a market for medical malpractice  
11 insurance.

12 Section 524.529: Repeals this provision that was effective  
13 until July 1, 1998, that gave certain rights to shareholders in  
14 banks that were incorporated under Code chapter 524 prior to  
15 July 1, 1995.

16 Section 535.13: Restructures to alphabetize and clarifies  
17 the applicability of definitions contained within this general  
18 definitions provision in the Code chapter pertaining to money  
19 and interest.

20 Section 543E.20: Corrects an incorrect United State Code  
21 citation to a provision within the federal Truth in Lending Act  
22 in language relating to the authority of the superintendent of  
23 the division of banking of the department of commerce, acting  
24 as the administrator, to enforce federal law and regulations  
25 applicable to real estate appraisal management companies.

26 Section 587.12: Adds language specifying the edition of the  
27 court rules which is referenced in language legalizing certain  
28 unchallenged orders, judgments, or decrees entered in probate  
29 proceedings prior to July 1, 1970.

30 Section 600.5: Replaces the word "therefor" to clarify  
31 the meaning of language in one of the statements that must  
32 be included in an adoption petition that pertains to the  
33 appointment of a guardian ad litem.

34 Section 622.28: Rewrites language to create a series to  
35 improve the readability of language relating to findings

1 a judge must make in order for certain business records  
2 or memoranda to be admissible as evidence in a judicial  
3 proceeding. The words "such" and "them" are also stricken and  
4 the words "or records" and "the memoranda or records" are added  
5 to conform the second half of a sentence that describes the  
6 findings a judge must make in order for evidence of the absence  
7 of a memorandum or record to be admissible as evidence in a  
8 judicial proceeding to the language of the first part of the  
9 same sentence.

10 Section 633.230: Conforms the language of a probate form to  
11 later contents of the same form which require that the date of  
12 the second publication be included in the notice of appointment  
13 of an administrator for an estate and notice to creditors.

14 Section 665.3: Replaces the word "above" with "the acts or  
15 omissions in section 655.2", to clarify the language of this  
16 Code section describing additional acts or omissions that may  
17 be punished by the court as contempt.

18 Section 670.9: Changes punctuation and adds the word  
19 "and" to improve the clarity and readability of language  
20 relating to the ability of a governing body of a municipality  
21 to compromise, adjust, and settle tort claims against the  
22 municipality and against officers, employees, and agents of the  
23 municipality under the Code chapter limiting the tort liability  
24 of governmental subdivisions.

25 DIVISION II. 2014 Iowa Acts, ch. 1080: Strikes and replaces  
26 two provisions in an Iowa Act to replace changes that would  
27 have created multiple unnumbered paragraphs in the amended Code  
28 sections with language contained in single paragraphs that have  
29 the same Code content.

30 DIVISION III. Strikes language from Code section 524.528 to  
31 correspond with the repeal of Code section 524.529 in division  
32 I of this bill.

33 DIVISION IV. Transfers Code section 421.46 which  
34 establishes a terminal liability health insurance fund to  
35 become Code section 8A.460. When originally enacted in 2001

1 Iowa Acts, ch. 190, the fund was administered by the department  
2 of personnel and the department of revenue was authorized to  
3 use the fund to reimburse state agencies for expenditures  
4 related to the payment of the health insurance plan surcharge  
5 for terminal liability under the health insurance contract for  
6 state employees. In 2002 Iowa Acts, ch. 1175, the language  
7 authorizing the department of revenue's use of the fund was  
8 stricken, and in 2003 Iowa Acts, ch. 145, the administration of  
9 the fund was turned over to the department of administrative  
10 services.

11 DIVISION V. Establishes an effective date of July 1, 2030,  
12 for the amendment made to Code section 2.48, subsection 3,  
13 paragraph "h", in division I of this bill.